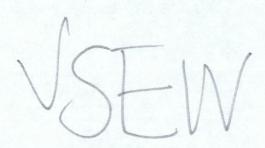
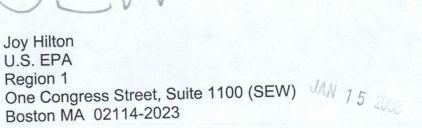
City of Portsmouth Public Works Department 680 Peverly Hill Road Portsmouth NH 03801



Joy Hilton U.S. EPA

Region 1





02114+2023-75 C011



PUBLIC WORKS DEPARTMENT

CITY OF PORTSMOUTH

680 Peverly Hill Road Portsmouth N.H. 03801 (603) 427-1530 FAX (603) 427-1539

January 9, 2008

U.S. Environmental Protection Agency Region I One Congress Street, Suite 1100 (SEW) Boston, MA 02114-2023 Attn: Joy Hilton

Re: Administrative Order Docket No. 08-003

Quarterly Report 2

Portsmouth, New Hampshire

Dear Ms. Hilton:

In accordance with Administrative Orders No 07-016 dated August 1, 2007 and Administrative Orders No 08-003 dated November 9, 2007, the City of Portsmouth is submitting the 2nd quarterly report. The Administrative Order No 08-003 required:

1. Wastewater Facilities Study of both CSO and Secondary Treatment Options:

a. **By November 1, 2007**, begin work on Task 3 (Flow and Loads Forecasting) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007

Work on Task 3 is on-going and is currently on schedule for April 16 2008 completion.

b. **By April 16, 2008**, complete work on the City Task 3 summarizing the results itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007

Work on Task 3 is on-going and is currently on schedule for April 16 2008 completion.

c. **By April 16, 2008** begin work on Task 4 (Collection System Evaluation) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007

Pending completion of Task 3

Page 2 of 3 Ms. Joy Hilton January 9, 2008

> d. By October 17, 2008 begin work on Task 5 (Alternatives Evaluation) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007

Pending completion of Task 3 and 4.

e **From the date of receipt of this Order,** work on Task 11 (Public and Regulatory Participation Program) and Task 12 (Project Management) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

Work on Tasks 11 and 12 are on-going

2. Interim Effluent Limitations:

- a. The City shall comply with the interim effluent limitations and monitoring requirements for Outfall No. 001 contained in **Attachment A** of this Order.
- b. The Permittee shall also comply with all effluent limitations, monitoring requirements and other conditions specified in the NPDES Permit for the parameters not covered in **Attachment A**. It is the Permittee's obligation to operate the treatment facilities in a manner so as to maximize removal efficiencies and effluent quality.

The City is complying with this requirement.

3. <u>Combined Sewer Overflow Abatement Projects</u>:
The City shall implement CSO abatement projects defined in its April 2005 *Final CSO Long Term Control Plan* in accordance with the following schedule: See attached updated Table 1 listing accomplishments.

Please call me at 603-766-1416 if you have any additional questions or require additional information.

Very truly yours,

City of Portsmouth

Peter H. Rice, P.E.

City Engineer, Water and Sewer Divisions

cc: Mr. John P. Bohenko, City Manager, City of Portsmouth David S. Allen, Deputy Director of Public Works Margaret Bastien, NHDES Suzanne Woodland, Assistant City Attorney Mark Allenwood, P.E., Weston and Sampson Engineers Page 3 of 3 Ms. Joy Hilton January 9, 2008

TABLE 1 COMPLIANCE SCHEDULE CS0 - LTCP PROJECTS

Planning Area I.D.	Contract I.D.	Project Start Date	Project Completion Date	Status as of 10/31/07
Lincoln	2	4/1/2007	7/1/2009	Completed
Lincoln	2A (1)	7/1/2008	11/1/2010	Received Engineering Proposals and Selected Engineer.
Lincoln	3	4/1/2009	7/1/2011	
Lincoln	3A	4/1/2010	7/1/2012	
Borthwick	Interceptor	Under Design	1/1/2010	Completed
Court	Court #2	Under Construction	1/1/2009	Completed
Court/State	Court #3	1/1/2008	1/1/2012	On-going
Islington	Islington #1	Under Design	7/1/2009	On-going
Islington	Islington #2	7/1/2009	1/1/2012	
Deer Street PS	*	Under Construction	7/1/2007	Completed
Mechanic Street PS		1/1/2009	4/1/2010	
Revisit 2005 LTCP Flow Monitoring		1/1/2008	7/1/2008	Initial discussion with consultants has been completed. Flow monitoring will be revisited as part of Task three to be completed by April 16, 2008

Table Notes: (1) In an effort to expedite sewer separation, project 2A has been incorporated into projects 3, 4, and 5, these projects. Design of these projects is dependent upon available funds the intent is to design as one project if possible and bid out in phases.



04/30/2008 05:07 PM

To Joy Hilton/R1/USEPA/US@EPA

cc "Suzanne Woodland" <smwoodla@ch.cityofportsmouth.com>

bcc

Subject Third Quarterly report

Joy:

Attached please find a copy of the 3rd quarterly report required by $A.O.\ 08-003$ as well as Technical Memorandum 3. Hard copy will follow in the mail.

Please let me know you have received this e-mail. Thanks.

Peter H. Rice, P.E. City of Portsmouth Department of Public Works Water and Sewer Engineer Phone: 603-766-1416 Fax: 603-427-1539

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tm3df.pdf joyhiltonq3.pdf



PUBLIC WORKS DEPARTMENT

CITY OF PORTSMOUTH

680 Peverly Hill Road Portsmouth N.H. 03801 (603) 427-1530 FAX (603) 427-1539

April 30, 2008

U.S. Environmental Protection Agency

Region I

One Congress Street, Suite 1100 (SEW)

Boston, MA 02114-2023

Attn: Joy Hilton

Re: Administrative Order Docket No. 08-003 (superseding A.O. 07-016)

Quarterly Report 3

Portsmouth, New Hampshire

Dear Ms. Hilton:

In accordance with Administrative Order No 08-003, Section III, item 4, dated November 9, 2007, the City of Portsmouth is submitting the third quarterly report. The Administrative Order required:

Wastewater Facilities Study of both CSO and Secondary Treatment Options:
 a. By November 1,2007, begin work on Task 3 (Flows and Loads Forecasting) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This requirement has been fulfilled

b. By April 16, 2008, complete work on City's Task 3 summarizing the results in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

Attached please find a final draft of the Technical Memorandum for Task 3. The City believes this is a finished version, however, the City has not had an opportunity to perform a final review. The City will review this final draft and submit any minor changes by May 9, 2008 if necessary.

c. By April 16, 2008, begin work on Task 4 (Collection System Evaluation) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This requirement has been fulfilled

Page 2 of 3 Ms. Joy Hilton April 30, 2008

d. By October 17, 2008, begin work on Task 5 (Alternatives Evaluation) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This requirement is on schedule to be started by the required date.

e. From the date of receipt of this Order, work on Task 11 (Public and Regulatory Participation Program and Task 12 (Project Management) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This work is on-going, most recent outreach activities include:

- Presentation to City-wide neighborhood group, March 11, 2008
- Quarterly Status report to City Council March 18, 2008

2. <u>Interim Effluent Limitations</u>:

- a. The City shall comply with the interim effluent limitations and monitoring requirements for Outfall No. 001 contained in **Attachment A** of this Order.
- b. The Permittee shall also comply with all effluent limitations, monitoring requirements and other conditions specified in the NPDES Permit for the parameters not covered in **Attachment A**. It is the Permittee's obligation to operate the treatment facilities in a manner so as to maximize removal efficiencies and effluent quality.

The City is complying with this requirement.

3. Combined Sewer Overflow Abatement Projects:
The City shall implement CSO abatement projects defined in its April 2005 Final CSO
Long Term Control Plan in accordance with the following schedule:

As a clarification the previous quarterly reports indicated contract 2 had been completed. While contract 2 has been completed, sewer separation "Area 2" had not been completed. We believe Administrative Order Docket No. 08-003 intended to mean "Area" when listing "Contract ID". The City is in compliance with the requirements as currently written in Administrative Order Docket No. 08-003, however, we believe we will not meet the July 2009 schedule for project Area 2 completion. Prior to the next quarterly status report the City will prepare a revised schedule reflecting the contracts and project areas to clarify the confusing nomenclature. In addition to providing an updated schedule and project area map, the City will combine the design of project areas 2, 2A, 3, and 3A. These projects will be designed as one project and bid out in phases.

See updated Table 1 (attached) listing accomplishments.

Page 3 of 3 Ms. Joy Hilton April 30, 2008

Please call me at 603-766-1416 if you have any additional questions or require additional information.

Very truly yours,

City of Portsmouth

Peter H. Rice, P.E.

City Engineer, Water and Sewer Divisions

cc: Mr. John P. Bohenko, City Manager, City of Portsmouth

Margaret Bastien, NHDES

Suzanne Woodland, Assistant City Attorney

Peter Goodwin, P.E., Weston and Sampson Engineers

Mark Allenwood, P.E., Brown and Caldwell Engineers

TABLE 1

Planning Area I.D.	Contract LD.	Project Start Date	Project Completion Date	Status as of 4/30/08	
Lincoln 2		4/1/2007	7/1/2009	Selected Underwood Engineers to perform design Contract preparation is underway	
Lincoln	2A	7/1/2008	11/1/2010	Selected Underwood Engineers to perform design. Contract preparation is underway	
Lincoln	3	4/1/2009	7/1/2011	Selected Underwood Engineers to perform design. Contract preparation is underway	
Lincoln	3A	4/1/2010	7/1/2012	Selected Underwood Engineers to perform design. Contract preparation is underway	
Borthwick	Interceptor	Under Design	1/1/2010	Completed	
Court	Court #2	Under Construction	1/1/2009	Completed	
Court/State	Court #3	1/1/2008	1/1/2012	On-going	
Islington	Islington #1	Under Design	7/1/2009	On-going	
Islington	Islington #2	7/1/2009	1/1/2012		
Mechanic Street PS		1/1/2009	4/1/2010		
Revisit 2005 LTCP Flow Monitoring		1/1/2008	7/1/2008	On-going	



PUBLIC WORKS DEPARTMENT

CITY OF PORTSMOUTH

680 Peverly Hill Road Portsmouth N.H. 03801 (603) 427-1530 FAX (603) 427-1539

April 30, 2008

U.S. Environmental Protection Agency Region I One Congress Street, Suite 1100 (SEW) Boston, MA 02114-2023 Attn: Joy Hilton

Re:

Administrative Order Docket No. 08-003 (superseding A.O. 07-016)

Quarterly Report 3

Portsmouth, New Hampshire

Dear Ms. Hilton:

In accordance with Administrative Order No 08-003, Section III, item 4, dated November 9, 2007, the City of Portsmouth is submitting the third quarterly report. The Administrative Order required:

1. Wastewater Facilities Study of both CSO and Secondary Treatment Options: **a. By November 1 ,2007,** begin work on Task 3 (Flows and Loads Forecasting) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This requirement has been fulfilled

b. By April 16, 2008, complete work on City's Task 3 summarizing the results in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

Attached please find a final draft of the Technical Memorandum for Task 3. The City believes this is a finished version, however, the City has not had an opportunity to perform a final review. The City will review this final draft and submit any minor changes by May 9, 2008 if necessary.

c. By April 16, 2008, begin work on Task 4 (Collection System Evaluation) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This requirement has been fulfilled

Page 2 of 3 Ms. Joy Hilton April 30, 2008

d. By October 17, 2008, begin work on Task 5 (Alternatives Evaluation) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This requirement is on schedule to be started by the required date.

e. From the date of receipt of this Order, work on Task 11 (Public and Regulatory Participation Program and Task 12 (Project Management) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This work is on-going, most recent outreach activities include:

- Presentation to City-wide neighborhood group, March 11, 2008
- Quarterly Status report to City Council March 18, 2008

2. Interim Effluent Limitations:

- a. The City shall comply with the interim effluent limitations and monitoring requirements for Outfall No. 001 contained in **Attachment A** of this Order.
- b. The Permittee shall also comply with all effluent limitations, monitoring requirements and other conditions specified in the NPDES Permit for the parameters not covered in **Attachment A**. It is the Permittee's obligation to operate the treatment facilities in a manner so as to maximize removal efficiencies and effluent quality.

The City is complying with this requirement.

3. <u>Combined Sewer Overflow Abatement Projects</u>:
The City shall implement CSO abatement projects defined in its April 2005 *Final CSO Long Term Control Plan* in accordance with the following schedule:

As a clarification the previous quarterly reports indicated contract 2 had been completed. While contract 2 has been completed, sewer separation "Area 2" had not been completed. We believe Administrative Order Docket No. 08-003 intended to mean "Area" when listing "Contract ID". The City is in compliance with the requirements as currently written in Administrative Order Docket No. 08-003, however, we believe we will not meet the July 2009 schedule for project Area 2 completion. Prior to the next quarterly status report the City will prepare a revised schedule reflecting the contracts and project areas to clarify the confusing nomenclature. In addition to providing an updated schedule and project area map, the City will combine the design of project areas 2, 2A, 3, and 3A. These projects will be designed as one project and bid out in phases.

See updated Table 1 (attached) listing accomplishments.

Page 3 of 3 Ms. Joy Hilton April 30, 2008

Please call me at 603-766-1416 if you have any additional questions or require additional information.

Very truly yours,

City of Portsmouth

Peter H. Rice, P.E.

City Engineer, Water and Sewer Divisions

cc: Mr. John P. Bohenko, City Manager, City of Portsmouth

Margaret Bastien, NHDES

Suzanne Woodland, Assistant City Attorney

Peter Goodwin, P.E., Weston and Sampson Engineers Mark Allenwood, P.E., Brown and Caldwell Engineers

TABLE 1

Planning Area I.D.	Contract I.D.	Project Start Date	Project Completion Date	Status as of 4/30/08	
Lincoln 2		4/1/2007	7/1/2009	Selected Underwood Engineers to perform design Contract preparation is underway	
Lincoln	2A	7/1/2008	11/1/2010	Selected Underwood Engineers to perform design. Contract preparation is underway	
Lincoln	3	4/1/2009	7/1/2011	Selected Underwood Engineers to perform design. Contract preparation is underway	
Lincoln	3A	4/1/2010	7/1/2012	Selected Underwood Engineers to perform design. Contract preparation is underway	
Borthwick	Interceptor	Under Design	1/1/2010	Completed	
Court	Court #2	Under Construction	1/1/2009	Completed	
Court/State	Court #3	1/1/2008	1/1/2012	On-going	
Islington	Islington #1	Under Design	7/1/2009	On-going	
Islington	Islington #2	7/1/2009	1/1/2012		
Mechanic Street PS		1/1/2009	4/1/2010		
Revisit 2005 LTCP Flow Monitoring		1/1/2008	7/1/2008	On-going	



"Peter Rice"
<phrice@pw.cityofportsmouth
.com>
07/31/2008 10:04 AM

To Joy Hilton/R1/USEPA/US@EPA

CC

bcc

Subject Fourth Quarterly A.O. Report

Attached please find a copy of the fourth quarterly report required by A.O. 08-003. Hard copy with attachments is in the mail. Please call if you have any questions.

Peter H. Rice, P.E. City of Portsmouth Department of Public Works Water and Sewer Engineer Phone: 603-766-1416

Fax: 603-427-1539



"Peter Rice"
<phrice@pw.cityofportsmouth
.com>
07/31/2008 10:05 AM

To Joy Hilton/R1/USEPA/US@EPA

CC

bcc

Subject Attached Quarterly report

Sorry, I forget to attach the report.

Peter H. Rice, P.E. City of Portsmouth Department of Public Works Water and Sewer Engineer Phone: 603-766-1416

Fax: 603-427-1539



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PUBLIC WORKS DEPARTMENT

CITY OF PORTSMOUTH

680 Peverly Hill Road Portsmouth N.H. 03801 (603) 427-1530 FAX (603) 427-1539 Herdegras miles

July 29, 2008

U.S. Environmental Protection Agency Region I One Congress Street, Suite 1100 (SEW) Boston, MA 02114-2023 Attn: Joy Hilton

Re: Administrative Order Docket No. 08-003 (superseding A.O. 07-016)

Quarterly Report 4

Portsmouth, New Hampshire

Dear Ms. Hilton:

In accordance with Administrative Order No 08-003, Section III, item 4, dated November 9, 2007, the City of Portsmouth is submitting the fourth quarterly report. The Administrative Order required:

Wastewater Facilities Study of both CSO and Secondary Treatment Options:
 a. By November 1,2007, begin work on Task 3 (Flows and Loads Forecasting) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This requirement has been fulfilled.

b. By April 16, 2008, complete work on City's Task 3 summarizing the results in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This requirement has been fulfilled see attached final TM 3 memo. Final draft of TM 3 was submitted as part of the April 30th third quarterly report.

c. By April 16, 2008, begin work on Task 4 (Collection System Evaluation) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This requirement has been fulfilled.

d. By October 17, 2008, begin work on Task 5 (Alternatives Evaluation) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This requirement has started ahead of the scheduled date.

Page 2 of 3 Ms. Joy Hilton July 29, 2008

e. From the date of receipt of this Order, work on Task 11 (Public and Regulatory Participation Program and Task 12 (Project Management) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This work is on-going, most recent outreach activities include:

- Quarterly Status report to City Council June 2, 2008
- City staff and project consultants held a meeting with interested environmental groups on July 18, 2008 to discuss potential wastewater treatment technologies.

2. Interim Effluent Limitations:

- a. The City shall comply with the interim effluent limitations and monitoring requirements for Outfall No. 001 contained in **Attachment A** of this Order.
- b. The Permittee shall also comply with all effluent limitations, monitoring requirements and other conditions specified in the NPDES Permit for the parameters not covered in **Attachment A**. It is the Permittee's obligation to operate the treatment facilities in a manner so as to maximize removal efficiencies and effluent quality.

The City is complying with this requirement.

3. Combined Sewer Overflow Abatement Projects:

The City shall implement CSO abatement projects defined in its April 2005 Final CSO Long Term Control Plan in accordance with the following schedule:

The City is in compliance with the requirements as currently written in Administrative Order Docket No. 08-003, however, we believe we will not meet the July 2009 schedule for project Area 2 completion. As stated in the last quarterly status report the City will prepare a revised schedule reflecting the contracts and project areas to clarify the confusing nomenclature. However, it is necessary to complete the design to define each projects' extent and phasing. The intent is to complete all the project areas listed in Administrative Order 08-003 within the overall July 2012 dead line. Attached is a map that shows the area included in the recently executed contract with Underwood Engineers. The area covered by this design includes an area comparable to those shown previously in the April 2005 Final CSO Long Term Control Plan project areas 2, 2A, 3, and 3A. These projects will be designed as one project and bid out in phases.

The construction of "Islington #1" project has been delayed due to property acquisition issues. During final preparation for bidding the property owner at the proposed jacking pit location at the corner of Islington and Bartlett Street refused to execute an easement to allow access to his property. The property owner had previously indicated his willingness to grant an easement. Prior to this easement issue the project was on schedule to start construction in April of 2008. The City had advertised and had received contractor qualifications (see attached advertisement).

Page 3 of 3 Ms. Joy Hilton July 29, 2008

The City is currently evaluating alternatives including possible adjustment of the project design to shift the sewer and drain lines to the South side of Bartlett Street. The South side alternative also requires property acquisitions. The City has had an appraisal done and is currently negotiating with the property owner. Exploration of alternatives will delay the completion date of this project beyond the July 2009 deadline. The actual delay has not been determined.

See updated Table 1 (attached) listing accomplishments.

Please call me at 603-766-1416 if you have any additional questions or require additional information.

Very truly yours,

City of Portsmouth

Peter H. Rice, P.E.

City Engineer, Water and Sewer Divisions

cc: Mr. John P. Bohenko, City Manager, City of Portsmouth, w/o enclosure Margaret Bastien, NHDES, w/encl.

Suzanne Woodland, Assistant City Attorney, w/encl.

Peter Goodwin, P.E., Weston and Sampson Engineers, w/o enclosure Mark Allenwood, P.E., Brown and Caldwell Engineers, , w/o enclosure

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY REGION I

Privileged and Confidential Prepared in Anticipation of Litigation Attorney-Client Communication FOIA Exempt

M	A	m	0	ra	n	d	П	m

Date:

Subj:

Executive Summary

Administrative Order Docket No. 08-003 City of Portsmouth, New Hampshire

From:

Joy Hilton

Engineer (918-1877)

Michael Wagner

Senior Enforcement Counsel (918-1735)

To:

Susan Studlien, Director

Office of Environmental Stewardship

I. Type and Location of Facility

The City of Portsmouth, New Hampshire (the "Permittee" or "City") owns and operates a publicly-owned treatment works ("POTW") that includes a 4.8 million gallon per day ("MGD") chemically-enhanced primary wastewater treatment plant ("treatment plant"), which treats wastewater from domestic, industrial and commercial sources. During dry weather, the treatment plant treats and discharges an average daily flow of 3.5 MGD of wastewater through a 0.6 meter diameter, single port outfall to the Piscataqua River. The wastewater collection system tributary to the treatment plant is a combined sewer system with four combined sewer overflow ("CSO") outfalls. Two CSO outfalls discharge to the Piscataqua River, and two to South Mill Pond. South Mill Pond flows into the Piscataqua River, which flows into the Atlantic Ocean. All three waterways are Class B waterways and navigable waters of the United States.

II. Nature and Environmental Significance of Violations

	in accord	ance with a	waiver und	er Section 30	(n) of the C	VVA, EPA, OI	n January 18	,
	1985, au	thorized the	City to disc	harge wastev	vater without	meeting sec	ondary treat	ment
-	requirem	ents through	NPDES PE	ermeoneur Ren	2400234 (*19	985 Permit")	The 1985	
SYMBOL.	9 Permit ex	pired on Jar	uary 18, 19	90, but was	administrativ	ely continue	d pursuant to	40
FURNAME	thuron	Trufede	lucan	41 11		************		***********
DATE	11/5/07	11/5/7	aleland.	7. Sweller				
EPA Ferm	1320-1 (12-70)	1.10/01	116/10	11/09/07				
							OFFICIAL	EII E CODY



PUBLIC WORKS DEPARTMENT

CITY OF PORTSMOUTH

680 Peverly Hill Road Portsmouth N.H. 03801 (603) 427-1530 FAX (603) 427-1539

July 29, 2008

U.S. Environmental Protection Agency Region I One Congress Street, Suite 1100 (SEW) Boston, MA 02114-2023 Attn: Joy Hilton

Re: Administrative Order Docket No. 08-003 (superseding A.O. 07-016)

Quarterly Report 4

Portsmouth, New Hampshire

Dear Ms. Hilton:

In accordance with Administrative Order No 08-003, Section III, item 4, dated November 9, 2007, the City of Portsmouth is submitting the fourth quarterly report. The Administrative Order required:

Wastewater Facilities Study of both CSO and Secondary Treatment Options:
 a. By November 1,2007, begin work on Task 3 (Flows and Loads Forecasting) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This requirement has been fulfilled.

b. By April 16, 2008, complete work on City's Task 3 summarizing the results in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This requirement has been fulfilled see attached final TM 3 memo. Final draft of TM 3 was submitted as part of the April 30th third quarterly report.

c. By April 16, 2008, begin work on Task 4 (Collection System Evaluation) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This requirement has been fulfilled.

d. By October 17, 2008, begin work on Task 5 (Alternatives Evaluation) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This requirement has started ahead of the scheduled date.

Page 2 of 3 Ms. Joy Hilton July 29, 2008

e. From the date of receipt of this Order, work on Task 11 (Public and Regulatory Participation Program and Task 12 (Project Management) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This work is on-going, most recent outreach activities include:

Quarterly Status report to City Council June 2, 2008

• City staff and project consultants held a meeting with interested environmental groups on July 18, 2008 to discuss potential wastewater treatment technologies.

2. Interim Effluent Limitations:

a. The City shall comply with the interim effluent limitations and monitoring requirements for Outfall No. 001 contained in **Attachment A** of this Order.

b. The Permittee shall also comply with all effluent limitations, monitoring requirements and other conditions specified in the NPDES Permit for the parameters not covered in **Attachment A**. It is the Permittee's obligation to operate the treatment facilities in a manner so as to maximize removal efficiencies and effluent quality.

The City is complying with this requirement.

3. <u>Combined Sewer Overflow Abatement Projects</u>:
The City shall implement CSO abatement projects defined in its April 2005 *Final CSO Long Term Control Plan* in accordance with the following schedule:

The City is in compliance with the requirements as currently written in Administrative Order Docket No. 08-003, however, we believe we will not meet the July 2009 schedule for project Area 2 completion. As stated in the last quarterly status report the City will prepare a revised schedule reflecting the contracts and project areas to clarify the confusing nomenclature. However, it is necessary to complete the design to define each projects' extent and phasing. The intent is to complete all the project areas listed in Administrative Order 08-003 within the overall July 2012 dead line. Attached is a map that shows the area included in the recently executed contract with Underwood Engineers. The area covered by this design includes an area comparable to those shown previously in the April 2005 Final CSO Long Term Control Plan project areas 2, 2A, 3, and 3A. These projects will be designed as one project and bid out in phases.

The construction of "Islington #1" project has been delayed due to property acquisition issues. During final preparation for bidding the property owner at the proposed jacking pit location at the corner of Islington and Bartlett Street refused to execute an easement to allow access to his property. The property owner had previously indicated his willingness to grant an easement. Prior to this easement issue the project was on schedule to start construction in April of 2008. The City had advertised and had received contractor qualifications (see attached advertisement).

Page 3 of 3 Ms. Joy Hilton July 29, 2008

The City is currently evaluating alternatives including possible adjustment of the project design to shift the sewer and drain lines to the South side of Bartlett Street. The South side alternative also requires property acquisitions. The City has had an appraisal done and is currently negotiating with the property owner. Exploration of alternatives will delay the completion date of this project beyond the July 2009 deadline. The actual delay has not been determined.

See updated Table 1 (attached) listing accomplishments.

Please call me at 603-766-1416 if you have any additional questions or require additional information.

Very truly yours,

City of Portsmouth

Peter H. Rice, P.E.

City Engineer, Water and Sewer Divisions

cc: Mr. John P. Bohenko, City Manager, City of Portsmouth, w/o enclosure Margaret Bastien, NHDES, w/encl.

Suzanne Woodland, Assistant City Attorney, w/encl.

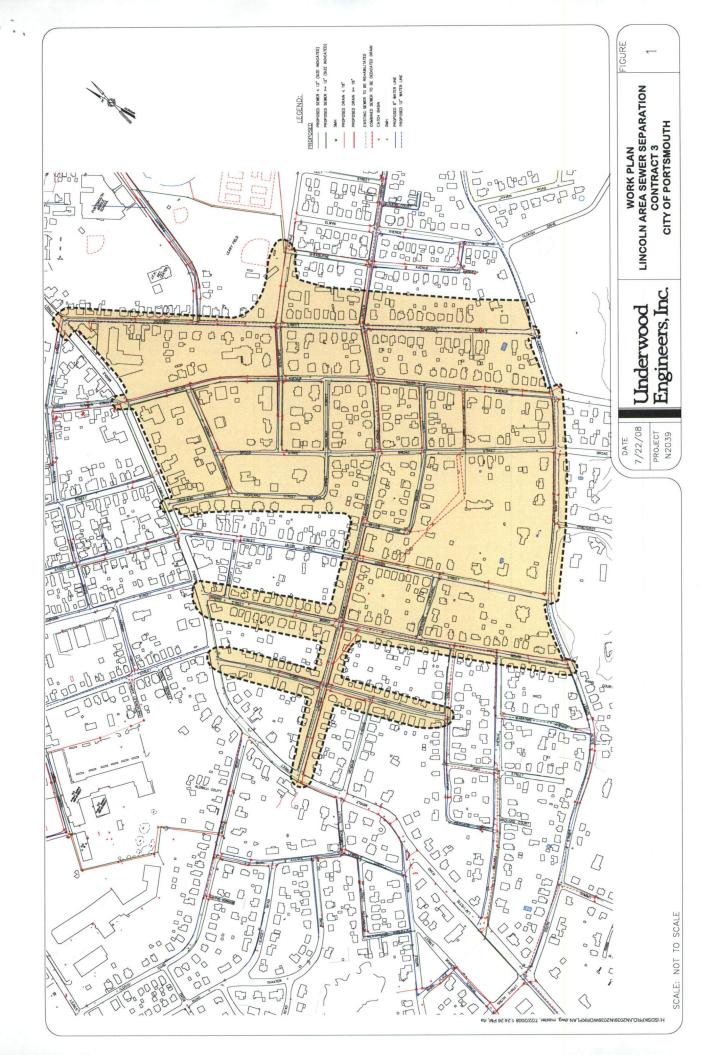
Peter Goodwin, P.E., Weston and Sampson Engineers, w/o enclosure Mark Allenwood, P.E., Brown and Caldwell Engineers, , w/o enclosure

TABLE 1

Planning Area I.D.	Contract I.D.	Project Start Date	Project Completion Date	Status as of 4/30/08
Lincoln	2	4/1/2007	7/1/2009	Contract has been executed and design is underway.
Lincoln	2A	7/1/2008	11/1/2010	Contract has been executed and design is underway.
Lincoln	3	4/1/2009	7/1/2011	Contract has been executed and design is underway.
Lincoln	3A	4/1/2010	7/1/2012	Contract has been executed and design is underway.
Borthwick	Interceptor	Under Design	1/1/2010	Completed
Court	Court #2	Under Construction	1/1/2009	Completed
Court/State	Court #3	1/1/2008	1/1/2012	On-going
Islington	Islington #1	Under Design	7/1/2009	Easement issues have delayed start of construction.
Islington	Islington #2	7/1/2009	1/1/2012	
Mechanic Street PS		1/1/2009	4/1/2010	
Revisit 2005 LTCP Flow Monitoring		1/1/2008	7/1/2008	On-going

TABLE 1

Planning Area I.D.	Contract I.D.	Project Start Date	Project Completion Date	Status as of 4/30/08
Lincoln	2	4/1/2007	7/1/2009	Contract has been executed and design is underway.
Lincoln	2A	7/1/2008	11/1/2010	Contract has been executed and design is underway.
Lincoln	3	4/1/2009	7/1/2011	Contract has been executed and design is underway.
Lincoln	3A	4/1/2010	7/1/2012	Contract has been executed and design is underway.
Borthwick	Interceptor	Under Design	1/1/2010	Completed
Court	Court #2	Under Construction	1/1/2009	Completed
Court/State	Court #3	1/1/2008	1/1/2012	On-going
Islington	Islington #1	Under Design	7/1/2009	Easement issues have delayed start of construction.
Islington	Islington #2	7/1/2009	1/1/2012	
Mechanic Street PS		1/1/2009	4/1/2010	
Revisit 2005 LTCP Flow Monitoring		1/1/2008	7/1/2008	On-going



OBITUAR

as an evid

MAINE

SERVICES: Friends may call SERVICES: Friends may can from 6 to 8 p.m. on Wednesday or the Davis Memorial Chapel, 99 Summer St., Springfield, A funeral service will be held at 11 a.m. on Thursday at the Ascutney Union service will be held at 11 a.m. or Thursday at the Ascutney Union Church in Ascutney. The Rev. Comis Messir, postor, will officiate, Burial will be in the Plain Cemetery in Perkinsville in the spring. Contributions may be made in her permitted that securing library. memory to the Ascumey Union Church, P.O. Box 345, Ascumey, VT 05030. Arrangements are under the direction of the Davis Mamorial

GOP's Collins gets help from ex-Democrat

Lieberman
backs her bid
for re-election

PORTLAND, Maine (AP)
— In 2006, Republican U.S.
Son Susan Collins of Mine campaigned for Connectication and raise money, and who are the Internet to organize and raise money, and who are the Internet colleague aloage has been collined for Connectication Challenge for Connectication challenge from Democration Challenge from the policies of President Ruch.
The better to run us a slow Laberman Seator of the Rothenberg Poblical Stancing her from the policies of President Ruch.
The better to run us a slow Laberman Seator of the Rothenberg Poblical Stancing her from the policies of President Ruch.
The better to run us a slow Laberman Seator of the Rothenberg Poblical Reports.
Since most endorsements, said Stanart Rothenberg Poblical Reports.
Since most endorsements are profitchable, Rothenberg, said, getting the acid from a former Democration that the Rothenberg Poblical Reports of the Rothenberg Reports of the Rothenberg

UBITUARY NOTICES

In order to herter serve you Seacoast Media Group has established an address when

both your obituery and death

Please email them to: obits@seacoastonling.com

Rx restriction law overturned in Maine

RANGOR, Maine (AP)—Relying heavily on a ruling in New
Hampshire. a federal judge
Hampshire. a federal judge
Hampshire. a federal judge
Hampshire. a federal judge
Hampshire a federal judge
Hampshire

A Christmas

Nov. 23 - Dec. 30, 2007

For tickets 603-433-4472 or visit www.seacoastrep.org 125 Bow Street, Portsmouth, NH 0380

Legal Notice
Rye Flaming Board - Agenda
Rye Town Hall, 10 Central Road, Rye, NH 02870
[803] 994-8800 web: www.kbevn.rsc.nh.us.
January E. 2008 - Rye Town Hall at 7:00 P.M.
Cill to Order
Approval of Minutes: Niveember 28, December 11, and
December 18, 2007-Action Required
Third Public Hearings: Action Required
No. 2008-01; to enact an Aquifer Protection Overlay
Oblatics:

District:
No., 2009-02: to amond the special exception provisions of The SR, GR, Business and Commercial Districts to of The SR, GR, Business and Commercial Districts to delete the term "convaluacion" floreign and to add definitions of "nursing home," "nome for the elderty," and "confining care retirement examinating to the

*Independent living, "assisted form;" "long turne curve," and "continuing care retirement community." to the ordinance.

**McCauley Wholesale - MACCA REALTY LLC, request for exemption, per Land User Regulations, \$240.5 d. to Site Review per Land User Regulations, \$250.5 and \$40.5 steep reporter, learned at 25 Lafayetts Read Review per Land User Regulations \$200.5 and \$40.5 steep reporter, learned at 25 Lafayetts Read Review per Land User Regulations and the second of the Major Site Development Plant for The Housing Patterning on the Special User Purret to construct 27 units of senior housing on the property located at 160 Carleyter Board, Tax Man 10, Lot 15 in accordance with the Rev Zeuing Ordinance, Section 401; Feb Reu, 107-07.

**Continuation of Great Wave Marksting, Inc. spilication for an Amountment to the 2005 Planning Board Approval to propose parksting for the wisisting retail use on size for property located at 132-139. Lafayette Good, Tax Map 10, Lot 7. File No. 134-10. Continuation of Two Teventy Eight mayle Street LLC requests a Final Review for a Cendo Conversion for Wells Sants Plano Condension for working the service of the Constant of the Street LLC requests a Final Review for a Cendo Conversion for Wells Sants Plano Condension for working unit of the School School on conversion for proposition for several propositions for securing variety of the School School on conversing 17 Lafayette Road, Tax Map 10, Lot 82 and converting it from Office to Medicila And they would need a change of use purrent and they would need a waiver from parking of the School School of the Lafayette Road, Tax Map 10, Lot 82 and converting it from Office to Medicila Indian well potentially addition to be building.

Payment of Ecutows - Action Required

Story

The holiday classic co

alive on the Rep stage A Christmas Ston will delight the whole family

spirit of the season!

Legal Notice
YORK SEWER DISTRICT
PUBLIC HEARING NOTICE
PROPOSED EMINENT DOMAIN TAKING

The Trustees of the York Sewer District will hold a Public Hearings on Jenuary 17, 2008 at the York Sewer District, York Boach, Maine at 5:00 PM to determine the advisability of the

Boack, Moline at 5:00 PM to determine the advisibility of the exercise of the right of emininer domain.

7. The faind to be taken is a a, 05 percel florated on 2 Reference Avenue Extension in York, Mains ent is detectibed as la portion of Lot 145 on York Tax May 140.

7. The owner of the property Re Reger El, Morson, if: Dated this December 20, 2007 by the Trustees of the York Sewer Dates this December 20, 2007 by the Trustees of the York Sewer Deserver.



Looking for a past legal notice that we published?

Find all the archives at

www.seacoastlegals.com

Legal Notice

CITY OF PORTSMOUTH, NEW HAMPSHIRE
ADVENTSEMENT FOR

PRE-QUALIFICATION OF CONTRACTORS
BARTLETT AREA SEWER IMPROVEMENTS

SOPISTURE HORSE PRE-QUALIFICATION STATEMENTS for the
construction of Bartlett Areas Sewer Instrovements will be received by the City of Portsmouth in the Purchasing Department
until 200 PM. (Local Time) on January 25, 2005. The work includes,
construction of slavered under the railmost areas (size and ports,
annitary sewers, storm sewers, water mains and appurtenance,
sanitary sewers, storm sewers, water mains and appurtenance istingring. Street intersection. Construction is expected to start in
Auril 2006. The anticipithed construction cost is between \$3 and
\$4 Million.

1. Project may be benduced.

Project may be funded in part by the NHDES State Revolving Loan Fund and/or EPA STAG funds. State and Federal provisions apply.

Revolving Laar Fund andra EPA STAG funds. State and Federal provisions apply. The City will begin the bidding process following completion of the pre-qualification period. To be eligible to submit bid proposals, all individuals, firms, parmerships or corporations interested in bidding MUST BE PRE-QUALIFED. Only pre-qualified contractors will be

partnerships or corporations interested in budding MUST. BE PRR-QUALIFIED. Only pre-qualified contractors will be invited to bid.

3. The City reserves the right to report any or all pre-qualification statements, to accept any pre-qualification statements, to accept any pre-qualification statements, to wave any ordin threatly or advantage of the pre-qualification statements. The pre-qualification statement is many be obtained from the City Purchasing Department, City Hall, 1 Junkins Swenie, Portsmouth, New Hampshire 2015-4012 (2003-4015-10727).

That is no cost for the Pin-qualification Statement All reguests for naised documents will be shipped by regular UPS ground. The Pra-qualification Statement may be szamined at the following locations: Office of Underwood Engineers, Inc. - 26 Susphin Mall, Unit 1, Portsmouth, NH 03801-4012, Office of Public Works-Pounty Hill Read, Portsmouth, NH 03801-4012, Office of Public Works-Pounty Hill Read, Portsmouth, NH 03801, Office of Construction Summary of NH - 734 Chestrust St., Mondrete, NN 81310, Office of Sascoisted General Contractors of NH -88 Crandview Road, Row, NH 03304, Office of Dodge Reports - 880 2nd Street.

Legal Notice
Town of Epping, New Hamshins
Supervisors of the sheekfist will be in assistion on Saturday, De-pember 28, 2007, between 11:06 am and 11:20 am, Additions and corrections will be made at this time.

Parn Holmes Kim Gauthier

Legal Notice

HISTORIC DISTRICT COMMISSION

CITY OF PORTSMOUTH NEW HAMPSHIRE

NOTICE IS REPERY GIVEN that the Historic District Commission will hold Public Hearings on applications 21 through Me of Wadnesday. Jenuary 2, 2008 at 7,000 m. in the Elsen Denger Delay Chambers, Municipal Complex, 1 Junhan Averue. PUBLIC HEARINGS

1. Petition of Gregory 8. Solton, owner, and Bruce Oronic, applicant, for property Iccased at 33-58 filchmond Street, wherein any structure (replace pairs) as per plane on file in the Planning Department. Sold property is slowed no Associations to an exiting structure (replace pairs) as per plane on file in the Planning Department. Sold property is slowed no Associated File. 108 as 10.72 and files within the Mixed Residential Office and Historic A Districts.

Department. Said property is snown on expression and Historic A Districts.

2. Audition within the Missed Residential Cities and Historic A Districts.

2. Puttion of Paper B. Schwab, dwner, for property located at 270-272 South Street, wherein permission is requested to allow externor removations to an existing structure replace windows, at 270-272 South Street and remove dead, reconsistent with the street of the stree

Office of Associated General Contractors of NH +85 Grandwist Renal, Row, NH 03304, Office of Dodge Ripports +880 2nd Street Manchesser, NH 03102
Neither the City nor the Engineer will be responsible for full operated sets of the statements obtained from any source, All costs issued with the projectation of the principalitication statement and bit proposals are the responsibility of the Contractor.

Note: Pre-qualification statements must be submitted in scales and proposals.

Donahi A. Cavallaro,
Planning Board Chairmon
NOTE: NO APPLICATIONS WILL COMMENCE AFTER 10:00 PM.
REMAINING APPLICATIONS SHALL BE CONTINUED UNTIL THE
FOLLOWING MONTH.
#84002bp

the building. Payment of Escresse - Action Required

a attorney will be re-at or before the time a ccessful bidder(s) will a purchase and sale Auad 'unfulluopuo' after the close of the Author and the the close of the Surgices of th go esample turn of a certified check, AUTE cede u or other check satisattorney. The Mort-8007 6 Oit to bid at the sale, to pred to continue the sale UL us of the sale by writ-THE THE nent made before or nent made before or made before or grand sale. The description put अग्रेडी LOWER in said mortgage to put sale and an error in this nent sale. New Hampshire, on and sale sale. MOR PRES HM MI THE SI THYL 479:25. plant at after N ONE MORTGAGE SHIND CORPORATION an County By its Attorneys,

In spaad By its Attorneys, 1007 77 LAW OFFICES, P.C. 10W 3U 50 California Street Newton, MA 02458 अपी पीए FOI INC particular Mew Hair Alder Driv e sasmiaid des blas

Wedi

otice

ICE OF SALE OF NOPERTY

(603) 669-7963 200708-1728 - PRP

of Sale contained sell at: 8 given by Laura J. for the purpe breach of co Er P. Dean ("the Beach Mortgage to and in ext present holde 2006 and record-County Registry of to Wells and specific the mortal specific that the mort to paparonal pur Loan Trust 2006n papiosai per Loan Trust 2006. ละสัมญ์ อาเมอย่ Mortgage, pur-พ อนุน.) อาเมอ of said power and เอเน เทยนอง ย of said Mortgage เอ อาเมล Agreclosing the same

SALE OF MORICA

ary 9, 2008

7605

97 '81 '30 on the mortgaged esent address of 16 sborough County, remises are more he Mortgage. see deed recorded

MAAH ounty Registry of DVDING 1943.

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12 3UD RVICE UPON THE
12 SUCH BOND AS ams SUCH BUND AS ams IRE TO ENJOIN ISOUR SALE. LOSURE SALE. LOSURE SALE.

spial other liens and Notwithstanding Named in this nowilly disclaims any whate of the title to he property to be HERE IS"

sand (\$5,000.00) ertified check or

CESSOR BY MERGER TO WELLS FARGO HOME MORTGAGE, INC. By its Attorneys, HARMON LAW OFFICES, P.C. 150 California Street Newton, MA 02458 (603) 669-7963 200707-1740 - BLU (UL - Dec. 26; Jan. 2, 9)

Legal Notice

CITY OF PORTSMOUTH, NEW HAMPSHIRE ADVERTISEMENT FOR PRE-QUALIFICATION OF CONTRACTORS BARTLETT AREA SEWER IMPROVEMENTS

Separate sealed PREQUALIFICATION STATEMENTS for the construction of Bartlett Areas Sewer Improvements will be received by the City of Portsmouth at be received by the Cary the Purchasing Department until 3:00 P.M. (Local Time) on January 25, 2008. The work includes construction of sleeves under the railroad tracks (jack and bore), sanitary sewers, storm sewers, water mains and appurtenances. The project is located in the vicinity of the Bartlett Street and Islington Street intersection. Construction is expected to start in April 2008. The anticipated construction cost is between \$3 and

 Project may be funded in part by the NHIDES State Revolving Loan Fund and/or EPA STAG funds. State and Federal provi-

2. The City will begin the bidding process following completion of the prequalification period. To be eligible to submit bid proposperiod. To be engine to submit bid proposals, all individuals, firms, partnerships or corporations interested in bidding MUST BE PRE-QUALIFIED. Only pre-qualified contractors will be invited to bid.

3. The City reserves the right to reject any or all prequalification statements, to accept any prequalification statement, to waive any any programments received, and to take any action that it may deem to be in the best interest of the City.

poss interest of the City.

Copies of the Prequalification Statements
may be obtained from the City Purchasing
Department, City Hall, 1 Junkins Avenue, Portsmouth, New Hampshire 03801-4012

There is no cost for the Prequalifica-tion Statement. All requests for mailed documents will be shipped by regular UPS

The Prequalification Statement may be examined at the following locations: Office of Underwood Engineers, Inc. - 25 Vaughan of Underwood Engineers, Inc. - 25 Vaugnan Mall, Unit 1, Portsmouth, NH 03801-4012, Office of Public Works - Peverly Hill Road, Portsmouth, NH 03801, Purchasing De-Portsmouth, Nrt 05001, Furchasing Department - I Junkins Avenue, Portsmouth, NH 03801, Office of Construction Summary of NH - 734 Chestnut St., Manchester, NH 03104, Office of Associated General Con-03104. Office of Associated General Contractors of NH - 48 Grandview Road, Bow, NH 03304, Office of Dodge Reports - 880 2nd Street, Manchester, NH 03102

Neither the City nor the Engineer will be responsible for full or partial sets of the chatemarks obtained from any source All

statements obtained from any source. All costs associated with the preparation of the prequalification statement and bid proposals are the responsibility of the Contractor.

Note: Prequalification statements must be submitted in scaled envelopes addressed to Purchasing Department, City Hall, I Junkins Avenue, Portsmouth, NH 03801 (UL - Dec. 26)

s tot 24 on pian of land , eting Estates, Subdivision y Trust, NH Rt. 28, Altor prepared by Doucet 22, 2001 through revisi 30/02 and recorded in the Ba egistry of Deeds as Plan LA2 einafter "Subdivision Plan") HER WITH and subject to 1 Protective Covenants, Cond ictions recorded in said Re 789 Page 879. HER WITH the right to in

s, in common with others en ver the private roadways, Me d Pheasant Lane, as shown said Subdivision Plan until ie Town of Alton accepts said i public roads.

CT TO any easements of re casements, conditions and res own and noted on said Subdivi

ing and intending to describe remises conveyed to Mortgage from Robert E. Caley and Linds id recorded in the Belknap Cou of Deeds immediately prior here
The description of the prope

ed in the mortgage shall control it of an error in this publication.

For Mortgagors' Title see de June 20, 2006, recorded in Bo Page 203 with the Belknap Cour of Deeds.

NOTICE SUANT TO NEW HAMPSHIRE RS YOU ARE HEREBY NOTIFIE
YOU HAVE A RIGHT TO PETITIO
UPERIOR COURT FOR THE COUNT JERUNCOURL FOR THE COUNT ICH THE MORTGAGED PREMISE TUATED, WITH SERVICE UPON TH GAGEE, AND UPON SUCH BOND A: COURT MAY REQUIRE TO ENJOIL CHEDULED FORECLOSURE SALE Property will be sold subject to al d real estate taxes and all other liens ncumbrances, which may be entitled cedence over the Mortgage. Notwithing any title information contained in notice, the Mortgagee expressly diss any representations as to the state title to the Property involved as of the of the notice of the date of sale. The rry to be sold at the sale is "AS IS RE IS"

TERMS OF SALE deposit of Five Thousand (\$5,000.00) urs in the form of a certified check, treasurer's check or other check sattory to Mortgagee's attorney will be reed to be delivered at or before the time a s offered. The successful bidder(s) will equired to execute a purchase and sale ement immediately after the close of the ling. The balance of the purchase price Il be paid within thirty (30) days from sale date in the form of a certified check, it treasurer's check or other check satisfory to Mortgagee's attorney. The Mortgagee's attorney. The Mortgagee's attorney and all bids, to continue the pand to amend the terms of the cale by e and to amend the terms of the sale by tten or oral announcement made before during the foreclosure sale. Dated at Pawtucket, Rhode Island, on Denber 18, 2007

Residential Funding Company, LLC By its Attorney, Jessica Rodger, Esquire Shechtman Halpe



"Peter Rice" <phrice@pw.cityofportsmouth .com>

11/03/2008 07:44 AM

To "Peg Bastien" <mbastien@des.state.nh.us>, Joy Hilton/R1/USEPA/US@EPA

CC

bcc

Subject Re: Quarterly Report

See attached advertisement for pre-qualifications.

Peter H. Rice, P.E. City of Portsmouth Department of Public Works Water and Sewer Engineer Phone: 603-766-1416 Fax: 603-427-1539

>>> <Hilton.Joy@epamail.epa.gov> 10/31/2008 7:41 AM >>> Peter-

Please send the attachment.

Thank you.

Joy Hilton, Engineer
Water Technical Unit
U.S. EPA - Region 1
1 Congress Street, Suite 1100 (SEW)
Boston, MA 02114-2023
Telephone: (617) 918-1877
Fax: (617) 918-0877

"Peter Rice"
<phrice@pw.cityo
fportsmouth.com>

10/30/2008 04:15 PM "Mark Allenwood"
<mallenwood@brwncald.com>,
"Suzanne Woodland"
<smwoodla@ch.cityofportsmouth.com
>, "Peg Bastien"
<mbastien@des.state.nh.us>, Joy
Hilton/R1/USEPA/US@EPA,
<goodwinp@wseinc.com>

CC

To

Subject

Quarterly Report

Attached please find a copy of Quarterly report number 5 for

Administrative Order Docket No. 08-003.

Hard copy will follow by mail. Please call if you have any questions or require additional information.

Peter H. Rice, P.E. City of Portsmouth Department of Public Works Water and Sewer Engineer Phone: 603-766-1416

Fax: 603-427-1539



bartletteadvertisementsfrompaper.pdf

is attorney will be re-at or before the time a reessful bidder(s) will a purchase and sale 'Augo 'unnumuopuo' after the close of the Windling And the factors of the working and the forest of the purchase price of the full day from the forest of th po seauppe utosaud mity (30) days from possappour aut uo pri of a certified check.

Tor other check satistioney. The Mortagoria of the blad the sale, to continue the SIL ence pred to continue the sale THE rus of the sale by writnent made before or made before or sale of the description THL MORI THE SI IN WHAT nn sures out to fan error in this orb inchesion New Hampshire, on plat st age N ONE MORTGAGE PURS LIGHT SHEAT CONFORMATION BY IN ARTOMESE, P.C. LIGHT STREET CONFORMATION BY IN ARTOMESE, P.C. LIGHT STREET CONFORMATION MAY DEPTH STREET CONFORMATION CORPORATION Deeds in with the For me barnenga New Han Alder Day premises a des bies otice Wedi ICE OF SALE OF NEPERTY 63 of Sale contained Sigiven by Laura J. F. Dean The Beach Mortgage Sell at: for the purp preach of col to and in ext present holde 2006 and recordaplot iussaid . . . 2006 and record-ared stiph of County Registry of श ठीरा-४ शांको se 1565 (the "Mort-क्रिक्टी-एम, बागी s held by Deutsche act to Ausfrahmany, as Trustee p эрлоэа pure Loan Trust 2006-कार्याएक आपज्यां of said power and out iteras e s of said Mortgage, o आगा Agreclosing the same to amin foreclosing the same SALE OF MORTGA ary 9, 2008 697 97 '81 '50 on the mortgaged esent address of 16 sborough County, remises are more he Mortgage. see deed recorded ounty Registry of

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FARGO HOME MORTGAGE, INC.
By its Attorneys,
HARMON LAW OFFICES, P.C. 150 California Street Newton, MA 02458 (603) 669-7963 200707-1740 - BLU Legal Notice CITY OF PORTSMOUTH, NEW HAMPSHIRE ADVERTISEMENT FOR PRE-QUALIFICATION OF CONTRACTORS BARTLETT AREA SEWER IMPROVEMENTS

Separate sealed PREQUALIFICATION STATEMENTS for the construction of: STATEMENTS for the construction of:
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The work includes construction of sleeves
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Copies of the Prequalification Statements may be obtained from the City Purchasing Department, City Hall, 1 Junkins Avenue. Portsmouth, New Hampshire 03801-4012 (603-610-7227).

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Note: Prequalification statements must be submitted in sealed envelopes addressed to Purchasing Department, City Hall, 1 OVER THE COUNTY
OF THE COUNTY

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GAGEE, AND UPON SUCH BOND AS
COURT MAY REQUIRE TO ENJOIT
CHEDULED FORECLOSURE SALE
Property will be sold subject to al Property will be sold subject to all direal estate taxes and all other liens neumbrances, which may be entitled cedence over the Mortgage. Notwithing any title information contained in aotice, the Mortgagee expressly dis-s any representations as to the state s any representations as to the state title to the Property involved as of the of the notice of the date of sale. The crty to be sold at the sale is "AS IS

RE IS."

TERMS OF SALE

deposit of Five Thousand (\$5,000.00)

us in the form of a certified check,
treasurer's check or other check sattory to Mortgagee's attorney will be reed to be delivered at or before the time a
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il be paid within thirty (30) days from
sale date in the form of a certified check, Il be paid within thirty (30) days from sale date in the form of a certified check, k treasurer's check or other check satistory to Morigagee's attorney. The Mortce reserves the right to bid at the sale, reject any and all bids, to continue the sale, and to amond the terms of the sale by e and to amend the terms of the sale by tten or oral announcement made before during the foreelosure sale. Dated at Pawtucket, Rhode Island, on Denber 18, 2007

Residential Funding Company, LLC By its Attorney,
Jessica Rodger, Esquire
Shechtman Halperin Salvare

I amal Alasta

OBITUAR

Florence Hagen

Rx restriction law overturned in Maine

BANGOR, Maine (AP) — Review is a scheduled to take effect bying boavily on a ruding in New Jan. 1. would probibit "the transfer of truthful commercial information" and "violate the treatist access by medical data companies to doctors' prescription information." The law had been challenged prescription information. The law had been challenged prounded that the law, which DMS Health of Norwalk, Conn. Description and the law, which DMS Health of Norwalk, Conn. Description and the law, which DMS Health of Norwalk, Conn. Description and the law, which DMS Health of Norwalk, Conn. Description and the law, which DMS Health of Norwalk, Conn. Description and the law, which DMS Health of Norwalk, Conn. Description and the law of the law

WEATHERSPIELD. Vt.
— Durence "Flousie" Hagen, 83, died after a brief illness sturday evening, Dec. 2, 2007, at Exeler Hospital in Exceler. H. H., surrounded by her family.

She was born Aug. 30, 1924, in Greenfield, Macx, the daughter of Arthur and Michael and his wife, Elaine, of 1924, in Greenfield, Macx, the daughter of Arthur and Michael and his wife, elaine, of 1924, in Greenfield, Macx, the daughter of Arthur and Michael and his wife. Palaine, 1924, in Greenfield, Macx, the daughter of Arthur and Michael and his wife. May Lon Michael and his wife. Linke, of Hampton, N.H., and Michael and his wife. Elaine, of Hampton, N.H., and Michael and his wife. Elaine, of Hampton, N.H., and Michael and his wife. Elaine, of Hampton, N.H., and Michael and his wife. Elaine, of Hampton, N.H., and Michael and his wife. Elaine, of Hampton, N.H., and Michael and his wife. Elaine, of Hampton, N.H., and Michael and his wife. Elaine, of Hampton, N.H., and Michael and his wife. Elaine, of Hampton, N.H., and Michael and his wife. Elaine, of Hampton, N.H., and Michael and his wife. Elaine, of Hampton, N.H., and Michael and his wife. Elaine, of Hampton, N.H., and Michael and his wife. Elaine, of Hampton, N.H., and Michael and his wife. Elaine, of Hampton, N.H., and Michael and his wife. Elaine, of Hampton, N.H., and Michael and his wife. Elaine, of Hampton, N.H., a

BANKON, Mano (AP)—Nel-lying boavily on a villing in New Hampshire, a federal judge has evertured a new state law that restricts access by medi-cal data companies to doctors. Poterrict Judge John Woodcod, or constitutional grounds by concluded that the law, which

A Christmas

Story The holiday classic come

alive on the Rep stage! A Christmas Story

and fill you with the spirit of the season!

ves a mother and homemaker, working part time us a postal clark at the Perkinsville Post Office for 20 years. She also worked at the Bryant Grinder Corp. In Springfield during World War II.

She was a member of the Ascurey Union Church, where she was a very active volunteer over the years. She was also very active with numerous charities over the years, she also let hus-bond were members of the Good Sam campers olds and enjoyed camping. She also enjoyed crafts, ceramics, painting and making

lampsha. as an avid reader.

MAINE

SERVACES: Friends may call SERVICES: Fritards may call from 6 to 8 p.m., on Wednesday or the Devis Memorial Chapel, 99 Summer St., Springheld, A funeral service will be held at 11 km, or Thursday at the Ascutney Union Church in Ascutney, The Rev., Connie Moser, pastor, will difficults. Burl of Will be in the Phila Cemetery in Perkinseldie in the sprine. memory to the Ascurney Union Church, P.O. Box 345. Ascurney, VT 05030. Arrangements are under the direction of the Davis Memorial

GOP's Collins gets help from ex-Democrat

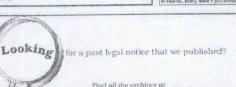
Lieberman

Lieberman
backs her bid
for re-election

POETLAND, Maine (AP)
In 2006, Republican U.S.
Sen. Sunan Collins of Maine
campaigned for Connection
colleague Joseph Lieberman
Robert and the connection colleague Joseph Lieberman, and the former Democration with the control of the party a primary.
Row, ne Collins for Maine
The Allen, Jeberman has returned the Pavor by backing
Cellins and rusing money for the canning.
Folitical exports and the candidates themselves are spilt on how Lieberman's province and the control of the var in Iraq and the







www.seacoastlegals.com

DBITUARY NOTICES

In order to better serve you Seacoast Media Group has established an address when

Please email them to: obits@seacoastonline.com

Legal Notice
YORK SEWER DISTRICT
YORK SEWER DISTRICT
YORK HEARING NOTICE
PROPOSED EMINENT DOMAIN TAKING
1. The Trussees of the York Sewer District will hold a Public
Hearings on January 12, 2009 at the York Sewer District, York
Repet, Molne at 6,00 FM to detormine the athrisability of the

Repair, Maine at \$300 PM to department of a commanting or a exercise of the right of emininal demain.

The land to be taken is a x.03 percul located or 2 Railroad Avenue Extension m York, Maine and is described as is protein of JLu 149 on York Tax Map 140.

The owner of the property is Roger is. Norono, Jr. about this December 20, 2007 by the Trustees of the York Saw

Legal Notice
CITY OF PORTSMOUTH, NEW HAMPSHIRE
ADVENTISEMENT FOR
PRE-QUALIFICATION OF CONTRACTORS
BARTLETT AREA SEWER IMPROVEMENTS
Separate world PRE-QUALIFICATION STATEMENTS for inconstruction of Bartlett Areas Sewer Improvements will be received by the QUY, of Porsmouth in the Purchasing Department
until 10.08 PM, (Lecal Time) on January 25, 2005, The work includes,
postarticing of Stemes under the railized straked gives and people
april Strake Sewer S

lington Street intersection. Construction is expected to stort in April 2006. The anticipants construction costs be became, \$3 mil \$4 Million.

1. Project may be funded in earl by the NIDES State Heavilying Loan Fund and/or EPA STAG funds. State and Federal previations apply.

2. The City will begin the bidship process following completion of the pre-signification period, to be eligible, to submit bid proposals, all individuals, forms, partnerships or corporations interested in bidding MUST BE PRE-QUALIFIED. Only pre-qualified contractions will be invited to bid.

3. The City findship in the project any of all projects of the project of the pr

Town of Epping, New Hamshire
Supervisors of the checklist will be in session on Saurch
cember 29, 2007, between 1100 am and 11:30 am. Additio
corrections will be media at this time.
Supervisors

Pam Holmes Kim Gauthier

11 P 12/24

Ligal Restion

HISTORIC DISTRICT COMMISSION

CITY OF PORTSMOUTH, NEW HAMPSHRIE

NOTICE IS HERSELY GUVEN that the Historic District Commission will held Public Hearings an augustations. J. Intrusion 8 to Medicaday. Jerisure 2, 2058 st. 7.90 pm. In the Eileen Council Chambers, Municipal Complex, J Junkins Avenue.

PUBLIC HEARINGS

- Pelition of Gregory 8. Bolton, owner, and Bruce Ordone, spilleant, for property located at 33-48 Richmond Street, wherein permission is required to the commission of the property in Solven on Assessor Plan 108 about 17 and 8 several property in Solven on Assessor Plan 108 about 17 and 8 several property is shown on Assessor Plan 108 about 17 and 8 several property is shown on Assessor Plan 108 about 17 and 8 several property is shown on Assessor Plan 108 about 17 and 8 several property is shown on Assessor Plan 108 about 18 and 18 posterior. A Distriction.

To and like within the Misco Reputation of Assessor Plan 108 six LOT 78 and like within the Misco Reputation of Peter B. Schwab, owner, for property located at 270-272 South Street, wherein permission is requested to allow actions reservations to an existing structure (soplice windows, sixing, and trink at 270 South Street, 270 South Street, sixing, and trink at 270 South Street, sixing a south street, and the Planning Department. Said property is shown on Assessor Plan 111 as Lot 6 and flow within the Single Residence Band Heisson A District.

3. Petition of Dillomato Real Estate, LLC, owner, for property located at 270 Bend Street, wherein permission is requested to allow examine renovations to an existing structure Installation of air handling units as per plans on file in the 110s of 150 Lot 49 and like within the Central Business A, Historic A, and Downtown Overlay Distriction, for property located at 21 Daniel Street, wherein permission is requested to allow examine renovations to an existing structure Grant Installation and Street, wherein permission is requested to allow examine renovations to an existing structure Grants Installation are annual as a second of the second of the second of the second of the Street, wherein permission is requested to allow examine renovations to an existing structure Grants Installation arminglia seper plans on file in the Planning Department. Said property is shown on Assessor Flox IT on a Lot 2 2 and fire within the Cantral Business B and Personnin A Deep Page 1925 The Roger W, Chum, Assessor Flox in Cantral Business

Right W. Clum, Assistant Building Impactor 11 P 12/24

For tickets 603-433-4472 or Legal Notice Rye Planning Board - Agenda Rye Town Hall, 10 Central Road, Rye, NH 03870 (603) 904-9800 web: www.town.rye.nh.ue. January 8, 2008 - Rye Town Hall at 7:00 P.M.

Nov. 23 - Dec. 30, 2007 Thurs. at 7:30pm, Fri. at 8pm, Sat. at 3pm & 8pm and Sun. at 3pm

Call to Order
Approval of Minuter: November 28, December 11, and
December 18, 2007-Action Required
Third Public Hearings: Action Required,
No. 2098-01: to enact an Aquiller Protection Overlay
District.

No. 2005-52 to emas sim the Apecial exception provisions of the SR, GR, Bussness and Commercial Districts to delem the SR, GR, Bussness and Commercial Districts to delem the term 'conveniencent' Thome Jand to add definitions of "nursing home;" "home for the widerty," Independent living," "assisted living," "song term eater and "contituting cars retirement community" to the ordinance."

Public Hearings: Action Required.

McCastley Wholesdae. bARCA KEALTY LLC, request for exampling, par Land Use Regulations, S405 4 to

Public Hearings: Active Required.
 McCauley Wholesale - NACCA REALTY LLC, requises
for assemption, por Land Use Regulations, 5465.4 to
Sist Review per Land Use Regulations, 5465.4 to
Sist Review per Land Use Regulations 5200.2 and
S405 for property located at 25 Lafayette Road, 7ax
Map 14, Lo 10 - File 15-07.
 Continuation of the Major Site Development Plan for
The Housing Partnership on the Special Use
Perrist to construct 22 units of semior housing on the
property located at 180 Lafayette Road, 7ax Map 10,
Lot 15 in accordance with the Paye Zoning Ordinance,
Sexpion 401; File No. 0-704 Marketing, Inc.
20nthustion of Great Wave Marketing, Inc.
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20nthustion of Great Wave Marketing, Inc.
21 Lafayette Road, Isa Map 10, Lot 7; File No. 14-07.
 Continuation of Review for a Condo Compensation
Lafayette Road, Isa Map 10, Lot 7; File No. 14-07.
 Continuation of The Observability Lafa Lot 1 with an
accordinate Planc Construction of Lot 2 and converting
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of use permit and they would nead a varieer from parking
per Section 500, 2 of the LOT and will potentially add onto
the bullding.
 Payment of Extrover - Acation Regulated

he building.
Peyment of Excrows - Action Required
New Business:
Adjournment - Action Required
Di

NOTE: NO APPLICATIONS WILL COMMENCE AFTER 1000 PM.
REMAINING APPLICATIONS WILL BE CONTINUED UNTIL THE
FOLLOWING MONTH.
996/2200



"Peter Rice"
<phrice@pw.cityofportsmouth
.com>

10/30/2008 04:15 PM

To "Mark Allenwood" <mallenwood@brwncald.com>, "Suzanne Woodland" <smwoodla@ch.cityofportsmouth.com>, "Peg Bastien" <mbastien@des.state.nh.us>, Joy

CC

bcc

Subject Quarterly Report

Attached please find a copy of Quarterly report number 5 for Administrative Order Docket No. 08-003.

Hard copy will follow by mail. Please call if you have any questions or require additional information.

Peter H. Rice, P.E. City of Portsmouth Department of Public Works Water and Sewer Engineer Phone: 603-766-1416

Fax: 603-427-1539



PUBLIC WORKS DEPARTMENT

CITY OF PORTSMOUTH

680 Peverly Hill Road Portsmouth N.H. 03801 (603) 427-1530 FAX (603) 427-1539

October 30, 2008

U.S. Environmental Protection Agency Region I One Congress Street, Suite 1100 (SEW) Boston, MA 02114-2023

Attn: Joy Hilton

Re: Administrative Order Docket No. 08-003 (superseding A.O. 07-016)

Quarterly Report 5

Portsmouth, New Hampshire

Dear Ms. Hilton:

In accordance with Administrative Order No 08-003, Section III, item 4, dated November 9, 2007, the City of Portsmouth is submitting the fifth quarterly report. The Administrative Order required:

Wastewater Facilities Study of both CSO and Secondary Treatment Options:
 a. By November 1,2007, begin work on Task 3 (Flows and Loads Forecasting) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This requirement has been fulfilled.

b. By April 16, 2008, complete work on City's Task 3 summarizing the results in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This requirement has been fulfilled. Waiting on EPA and DES approval.

c. By April 16, 2008, begin work on Task 4 (Collection System Evaluation) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This requirement has been fulfilled.

d. By October 17, 2008, begin work on Task 5 (Alternatives Evaluation) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This requirement has been fulfilled.

Page 2 of 3 Ms. Joy Hilton October 30, 2008

e. From the date of receipt of this Order, work on Task 11 (Public and Regulatory Participation Program and Task 12 (Project Management) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This work is on-going, most recent outreach activities include:

- Quarterly Status report to City Council October 6, 2008
- City staff and project consultants held a Wastewater 202 public informational meeting on October 22, 2008. This presentation was videoed and is posted on the City's Web site along with the previous presentations.
- Peter Rice did a radio interview concerning the wastewater master plan on October 28, 2008.

2. <u>Interim Effluent Limitations</u>:

- a. The City shall comply with the interim effluent limitations and monitoring requirements for Outfall No. 001 contained in **Attachment A** of this Order.
- b. The Permittee shall also comply with all effluent limitations, monitoring requirements and other conditions specified in the NPDES Permit for the parameters not covered in **Attachment A**. It is the Permittee's obligation to operate the treatment facilities in a manner so as to maximize removal efficiencies and effluent quality.

The City is complying with this requirement.

3. Combined Sewer Overflow Abatement Projects:

The City shall implement CSO abatement projects defined in its April 2005 Final CSO Long Term Control Plan in accordance with the following schedule:

The City is in compliance with the requirements as currently written in Administrative Order Docket No. 08-003, however, we believe we will not meet the July 2009 schedule for project Area 2 completion. As stated in the last quarterly status report the City will prepare a revised schedule reflecting the contracts and project areas to clarify the confusing nomenclature. However, it is necessary to complete the design to define each projects' extent and phasing. The intent is to complete all the project areas listed in Administrative Order 08-003 within the overall July 2012 dead line.

The construction of "Islington #1" project has been delayed due to property acquisition issues. During final preparation for bidding the property owner at the proposed jacking pit location at the corner of Islington and Bartlett Street refused to execute an easement to allow access to his property. The property owner had previously indicated his willingness to grant an easement. Prior to this easement issue the project was on schedule to start construction in April of 2008. The City had advertised and had received contractor qualifications (see attached advertisement).

Page 3 of 3 Ms. Joy Hilton October 30, 2008

The City is currently evaluating alternatives including possible adjustment of the project design to shift the sewer and drain lines to the South side of Bartlett Street. The South side alternative also requires property acquisitions. The City has had an appraisal done and is currently negotiating with the property owner. Exploration of alternatives will delay the completion date of this project beyond the July 2009 deadline. The actual delay has not been determined.

See updated Table 1 (attached) listing accomplishments.

Please call me at 603-766-1416 if you have any additional questions or require additional information.

Very truly yours,

City of Portsmouth

Peter H. Rice, P.E.

City Engineer, Water and Sewer Divisions

cc: Mr. John P. Bohenko, City Manager, City of Portsmouth, w/o enclosure

Margaret Bastien, NHDES, w/encl.

Suzanne Woodland, Assistant City Attorney, w/encl. Peter Goodwin, P.E., Weston and Sampson Engineers, w/o enclosure

Mark Allenwood, P.E., Brown and Caldwell Engineers, w/o enclosure

TABLE 1

Planning Area I.D.	Contract I.D.	Project Start Date	Project Completion Date	Status as of 4/30/08
Lincoln	2	4/1/2007	7/1/2009	Contract has been executed and design is underway.
Lincoln	2A	7/1/2008	11/1/2010	Contract has been executed and design is underway.
Lincoln	3	4/1/2009	7/1/2011	Contract has been executed and design is underway.
Lincoln	3A	4/1/2010	7/1/2012	Contract has been executed and design is underway.
Borthwick	Interceptor	Under Design	1/1/2010	Completed
Court	Court #2	Under Construction	1/1/2009	Completed
Court/State	Court #3	1/1/2008	1/1/2012	On-going
Islington	Islington #1	Under Design	7/1/2009	Easement issues have delayed start of construction.
Islington	Islington #2	7/1/2009	1/1/2012	
Mechanic Street PS		1/1/2009	4/1/2010	Completed*
Revisit 2005 LTCP Flow Monitoring		1/1/2008	7/1/2008	On-going

^{*} Electrical upgrade at Mechanic Street Pumping Station has been completed. This upgrade has improved pumping capacity from 18 mgd to ~21 mgd. Additional upgrades as outlined in the 2005 CSO LTCP is pending completion of the on-going wastewater master plan.

OBITUAR

Florence Hagen

Rx restriction law overturned in Maine

BANGOR, Maine (AP)—Rebing beavily on a ruling in New Hampshire. A federal judge that seems the seems of the service of the seems of the

WEATHERSFIELD, Vt.
- Florence "Flossie" Hagen, 85, died after a brief illness sturday evening, Dec. 22, 2007, at Exeter Hospital in Exeter, NH., surrounded by her family.
She was horn Aug. 30.

her family.

She was born Aug. 30, 1924, in Greenfield, Mass., the daughter of Arthur and Mary (Dashner) Lemire. She received her education in Massachusetts, Canada and Massachusetts, Canada and

Maine.
She moved to the Weathers-field area in the early 1940s, where she had made her home since.
She was married to William. "Bud" Hagen on Feb. 7, 1948, in Springfield. He prodeceased

WE REMEMBER: Mrs. Hagen

She is survived by three sons, Poul and his wire, Charline, of Porlamouth, N.H., David and his wire, Charline, of Porlamouth, N.H., David and his wife. Edane, of Hampton, N.H., and Michael and his wife. Americe, of Weathers-field, one daughter, Mary Lou Bartian and her husband, Russell, of West Unity, N.H.; seven grandchildren, and 10 great-grandchildren, and 10 great-great-grandchildren, and 10 great-great-grandchildren, and 10 great-great-grandchildren, and 10 great-gre Sam campers club and enjoyed camping. She also enjoyed crafts, ceramics, painting and making

us en avid

MAINE

SERVICES: Friands may call SERVICES: Friands may call from 6 to 8 o.m. on Wednesday at the Bust's Memorial Chapel, 39 Summer St., Springheld, A funeror service will be held of 11 am. on Thursday at the Assumey Union Orusch in Assumey Union Orusch in Assumey Union Church has continey. The Rinv. Consis Moser, pastor, will officials. Burisl will be in the Plain Cemetery, in Perkaredile in the spring. Contributions may be need in her memory to the Assumey Linion, 170 Boss, 345, Assumey. 17 195033, Arragements are under the direction of the Densis Memorial Chapel in Springheld. Chapel in Springfield.

GOP's Collins gets help from ex-Democrat

Lieberman

Lieberman
backs her bid
for re-election

PORTLAID, Maine (AP)
— In 2006, Republican U.S.
Sen. Suan Collias of Maine
campaigned for Connection
toliteague Jougeh Lieberman, the former Democrat who won re-election as an independent after being his
sery's grintary.

Political experts and the
candidates themselves are
spit on how Lieberman's reviewed and force when
the reading the themselves are
spit on how Lieberman's
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OBITUARY NOTICES

800-593-3330

In order to batter serve yo established an address when both your obituary and death

Please email them to: obits@seacoastonline.com

Legal Notice

YORK SEVER DISTRICT
PUBLIC HEARING NOTICE
PROPOSED EMINERT DOMAIN TAKING
The Trustees of the York Sever District Will hold a Public
Hearings on January 12, 2008 at the York Sever District York
Rosch, Moline at 5:00 PM to detarmine the advisability of the
severess of the right of arminant domain.
The land to be taken is a ±0.30 period located of 2 Rollroad
Avenue Sciencia on York, Marine and is described as

Avenue Extension in York, Maine and is described as te portion off Lot 145 on York Tax Map 140.

The owner of the property is Roger R. Norron, Jr. and this December 20, 2007 by the Trustees of the York Sev.

Legal Notice

Legal Notice

ADVERTISMENT FOR

PRE-QUALIFICATION OF CONTRACTORS

BARTLETT AREA SEWER IMPROVEMENTS for the
construction of Bartlett Areas Sewer Improvements will be received by the Club Allication STATEMENTS for the
construction of Bartlett Areas Sewer Improvements will be received by the Club Allication of STATEMENTS for the
construction of Savers under the califact recks ligad and but
until 2.00 EM. (Local Time) on January 25, 2005. The work includes,
construction of stewer under the califact recks (sick and but,
sanitary sewers, storm sewers, water mains and appurenances.
The project is located in the vicinity of the Savited Steet at InBungton Street intersection. Construction is expected to start in
April 2006. The anticipated construction cost is between \$3 and
\$4 Million.

fillor.

Proyect may be funded in part by the NHDES State.

Revolving Laan Fund and/ar EPA STAG funds. State and

Federal provisions apply.

The City will begin the bidding procuse following.

The City will begin the bidding procuses. For the processing the proposals, all individuals, forms,

partnarraings or corporations in microsered in bidding MUST

BE PRE-QUALIFED. Only pro-equalified contractors will be invited to bid.

partnerships or corporations inserested in building MUST BE PRE-QUALIFIED. Only pre-qualified contractors will be invited to bid.

2. The City reserves the right to reject any or all pre-qualification statements, to accept any pre-qualification statements, to accept any pre-qualification statement, or waive any informatily on statements received, and to take any action that it may deem to be in the best interest of the City.

The pre-qualification statement is made interest of the City Contract of the Pre-qualification Statements may be obtained from the City of t

partial sets of the statements obtained from any source, All costs issociated with the preparation of the pre-qualification selement of big proposals are the responsibility of the Contractor. Mote, Pro-qualification satements must be submitted in snaled invalopes addressed to Purchasing Department, City Hall, 1 turkins Avenue, Portsmouth, NH 03801.

Legal Notice
Town of Epping, New Hamshire
Supervisors of the checklet will be in session on Seturday, De
tember 29, 2007, between 11:00 am and 11:20 am. Additions and
corrections will be made at this time.

Grace Lavole Pam Holinee Kim Gauthier

Legal Netice
HISTORIC DISTRICT COMMISSION
CITY OF PORTSMOUTH, NEW HAMPSHIRE
NOTICE IS HEREAY CIVEN that the Historic District Commission will be public Historics an applications of Unrough His or
Wednesd and Historic Commission of Commiss

Department, Seld property is anown or instance. The instance of the control of th

A Christmas Story will delight the whole family and fill you with the Nov. 23 - Dec. 30, 2007 Thurs, at 7:30pm, Fri. at 8pm, Sat. at 3pm & 8pm and Sun. at 3pm For tickets 603-433-4472 or visit www.seacoastrep.org Legal Notice Rye Flaming Board - Agenda Rye Town Hall, 10 Central Read, Rye, 8H 03870 (803) 904-9800 web: www.stown.rye.nh.us. January B. 2006 - Rye Town Half at 7:00 PM. Call is Order Approval of Minutes Nevember 28, December 11, and December 18, 2007 - Action Required Third Public Hearings: Action Required No. 2002-60; to enact an Aquifer Protection Overlay Obstact:

Christmas

Story The holiday classic come

alive on the Rep stage!

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No. 2006-02 to amend the speciel exception provisions of The SR, GR, Business and Commercial Districts to delete the serior Convolution. Thomal and to add definitions of "nursing home," "nome for the identity "independent living," "scalated bring," indicate standard bring," but the conditions of confirming care retirement community," to the ordinatory.

"independent living," "sesisted living," increase the line edelify, and continuing care retirement community." to the ordinaries.

4. Poslic Heating, Action Required.

4. Poslic Heating, Action Required.

4. Poslic Heating, Action Required.

5. Action Regulary Community, and the second of the service per Land Use Regulations \$200.2 and \$400.5 for property located at 25 Lefayetts Road, Tax Map 14, Let 10. File 15-07.

4. Continuation of the Major Site Development Plan for The Housing Partnership on the Special Use Parrist to construct 22 units of senior housing on the property located at 100 Lefayetts Road, Tax Map 10, Let 15 file no construct 27 units of senior housing on the property located at 100 Lefayetts Road, Tax Map 10, Let 15 file no construct 27 units of senior housing on the property located at 100 Lefayetts Road, Tax Map 10, Let 15 file No. 07-07.

5. Seniors 401, File No. 07-07.

6. Continuation for an extrement to the 2005 Planning retail use on site for property located at 133-139 Lefayette Hoad, Tax Map 10, Let 7 File No: 14-07.

6. Continuation of Time Swedny Eight maph Street LLC requests a Final Review for a Condo Conversion for Wellis Sander Place Condominiums, LLC located at 1025 Ocean Boulevard, Tax Map 20, Z, Let 1 with an approximate lot size of 8-200 S. Etc. convert 10 round dwelling units into 11 condominiums, LLC located at 1025 Ocean Boulevard, Tax Map 20, Z, Let 1 with an approximate lot size of 8-200 S. Etc. convert 10 round dwelling units into 11 condominiums, LLC located at 1025 Ocean Boulevard, Tax Map 10, Let 32 and converting 11 from Office to Medical and they would need a change of use permit and they would need a change of use permit and they would need a change of use permit and they would need a change of use permit and they would need a change of use permit and they would need a change of use permit and they would need a change of use permit and they would need a change of use permit and they would need a change of use permit and they would need a change of use permit and

Denaid A. Cavaliare,
Planning Board Chairman
NOTE: NO APPLICATIONS WILL COMMENCE AFTER 1050 PM.
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CESSOR BY MERGER TO WELLS FARGO HOME MORTGAGE, INC.
By its Attorneys,
HARMON LAW OFFICES, P.C. 150 California Street Newton, MA 02458 (UL- Dec. 26; Jan. 2, 9)

Legal Notice

CITY OF PORTSMOUTH, NEW HAMPSHIRE ADVERTISEMENT FOR PRE-QUALIFICATION OF CONTRACTORS BARTLETT AREA SEWER IMPROVEMENTS

Separate sealed PREQUALIFICATION STATEMENTS for the construction of: Bartlett Areas Sewer Improvements will be received by the City of Portsmouth at be received by the City of Portsmouth at the Purchasing Department until 3:00 P.M. (Local Time) on January 25, 2008. The work includes construction of sleeves under the railroad tracks (Jack and bore), sanitary sewers, storm sewers, water mains and account appares. The project is located and appurtenances. The project is located in the vicinity of the Bartlett Street and Islington Street intersection. Construction is expected to start in April 2008. The anticipated construction is expected to start in April 2008. pated cons \$4 Million. ated construction cost is between \$3 and

1. Project may be funded in part by the NHDES State Revolving Loan Fund and/or EPA STAG funds. State and Federal provi-

2. The City will begin the bidding process following completion of the prequalification period. To be eligible to submit bid proposals all individuals forms proposals and individuals forms. period. To be eligible to submit bid proposals, all individuals, firms, partnerships or corporations interested in bidding MUST BE PRE-QUALIFIED. Only pre-qualified contractors will be invited to bid.

or all prequalification statements, to accept any prequalification statements, to accept any prequalification statement, to waive any informality on statements received, and to take any action that it may deem to be in the best interest of the City.

Copies of the Prequalification Statements may be obtained from the City Purchasing Department. City Hall, 1 Junkins Avenue, Portsmouth, New Hampshire 03801-4012

There is no cost for the Prequalifica-tion Statement. All requests for mailed documents will be shipped by regular UPS

ground.

The Prequalification Statement may be examined at the following locations: Office of Underwood Engineers. Inc. - 25 Vaughan Mall. Unit 1, Portsmouth, NH 03801-4012, Office of Public Works - Peverly Hill Road, Portsmouth, NH 03801, Purchasing Department - 1 Junkins Avenue, Portsmouth, NH 03801, Office of Construction Summary of NH - 734 Chestnut St., Manchester, NH 03104, Office of Associated General Contractors of NH - 48 Grandview Road, Bow, NH 03304, Office of Dodge Reports - 880 2nd Street, Manchester, NH 03102.

Neither the City nor the Engineer will

2nd Street, Manchester, NH 03102
Neither the City nor the Engineer will
be responsible for full or partial sets of the
statements obtained from any source. All
costs associated with the preparation of the
prequalification statement and bid proposale are the responsibility of the Contractor.

s are the responsibility of the Contractor.

Note: Prequalification statements must be submitted in scaled envelopes addressed to Purchasing Department, City Hall. 1 Junkins Avenue, Portsmouth, NH 03801. (UL - Dec. 26)

s Lot 24 on pian of land a eting Estates, Subdivision y Trust, NH Rt. 28. Altor prepared by Doucet 22, 2001 through revisi 30/02 and recorded in the Bo egistry of Deeds as Plan L42 einafter "Subdivision Plan"). HER WITH and subject to I Protective Covenants, Cond ictions recorded in said Re 789 Page 879.

HER WITH the right to in s, in common with others en ver the private roadways. Ma d Pheasant Lane, as shown said Subdivision Plan until ie Town of Alton accepts said r sublic roads.

CT TO any easements of re asements, conditions and res wn and noted on said Subdivi

ing and intending to describe remises conveyed to Mortgage from Robert E. Caley and Linda id recorded in the Belknap Cou

of Deeds immediately prior here The description of the prope ed in the mortgage shall control it of an error in this publication.

For Mortgagors' Title see de June 20, 2006, recorded in Bo Page 203 with the Belkuap Cour of Deeds

NOTICE
SUANT TO NEW HAMPSHIRE RE
YOU ARE HEREBY NOTIFIE
YOU HAVE A RIGHT TO PETITIO
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ICH THE MORICAGED PREMISE
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GAGEE, AND UPON SUCH BOND AS
ZOURT MAY REQUIRE TO EN CHEDULED FORECLOSURE SALE Property will be sold subject to all d real estate taxes and all other liens neumbrances, which may be entitled cedence over the Mortgage. Notwith-ing any title information contained in notice, the Mortgagee expressly diss any representations as to the state title to the Property involved as of the of the notice of the date of sale. The arty to be sold at the sale is "AS IS RE IS"

TERMS OF SALE deposit of Five Thousand (\$5,000.00) ars in the form of a certified check, treasurer's check or other check sattory to Mortgagee's attorney will be re-ed to be delivered at or before the time a s offered. The successful bidder(s) will equired to execute a purchase and sale ement immediately after the close of the ling. The balance of the purchase price il be paid within thirty (30) days from sale date in the form of a certified check, k treasurer's check or other check satis ory to Mortgagee's attorney. The Mort-ee reserves the right to bid at the sale, reject any and all bids, to continue the and to amend the terms of the sale by tten or oral announcement made before during the foreclosure sale Dated at Pawtucket, Rhode Island, on Dember 18, 2007

Residential Funding Company, LLC By its Attorney, Jessica Rodger, Esquire Shechtman Halpe



CITY OF PORTSMOUTH

680 Peverly Hill Road Portsmouth N.H. 03801 (603) 427-1530 FAX (603) 427-1539

January 30, 2009

U.S. Environmental Protection Agency Region I One Congress Street, Suite 1100 (SEW) Boston, MA 02114-2023 Attn: Joy Hilton

Re: A

Administrative Order Docket No. 08-003 (superseding A.O. 07-016)

Quarterly Report 6

Portsmouth, New Hampshire

Dear Ms. Hilton:

In accordance with Administrative Order No 08-003, Section III, item 4, dated November 9, 2007, the City of Portsmouth is submitting the sixth quarterly report. The Administrative Order required:

Wastewater Facilities Study of both CSO and Secondary Treatment Options:
 a. By November 1,2007, begin work on Task 3 (Flows and Loads Forecasting) itemized

in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This requirement has been fulfilled.

b. By April 16, 2008, complete work on City's Task 3 summarizing the results in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This requirement has been fulfilled. Waiting on EPA and DES approval.

c. By April 16, 2008, begin work on Task 4 (Collection System Evaluation) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This requirement has been fulfilled.

d. By October 17, 2008, begin work on Task 5 (Alternatives Evaluation) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

Page 2 of 3 Ms. Joy Hilton January 30, 2009

e. From the date of receipt of this Order, work on Task 11 (Public and Regulatory Participation Program and Task 12 (Project Management) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This work is on-going, most recent outreach activities include:

- Quarterly Status report to City Council December 15, 2008
- A Public Necessity Hearing for eminent domain takings authority was held on January 12, 2009.

2. <u>Interim Effluent Limitations:</u>

- a. The City shall comply with the interim effluent limitations and monitoring requirements for Outfall No. 001 contained in **Attachment A** of this Order.
- b. The Permittee shall also comply with all effluent limitations, monitoring requirements and other conditions specified in the NPDES Permit for the parameters not covered in **Attachment A**. It is the Permittee's obligation to operate the treatment facilities in a manner so as to maximize removal efficiencies and effluent quality.

The City is complying with this requirement.

3. <u>Combined Sewer Overflow Abatement Projects</u>:
The City shall implement CSO abatement projects defined in its April 2005 *Final CSO Long Term Control Plan* in accordance with the following schedule:

The City is in compliance with the requirements as currently written in Administrative Order Docket No. 08-003, however, we will not meet the July 2009 schedule for project Lincoln Area 2 completion nor Islington #1.

The City has entered into a contract with Underwood Engineers to complete the design for Lincoln Areas 2, 2A, 3, and 3A at one time. As stated in the last quarterly status report the City will prepare a revised schedule reflecting the Lincoln Areas contracts and project areas to clarify the confusing nomenclature. However, it is necessary to complete the design to define each projects' extent and phasing. The intent is to complete all the project areas listed as part of the Lincoln Area in Administrative Order 08-003 within the overall July 2012 dead line.

The construction of "Islington #1" project has been delayed due to property acquisition issues. During final preparation for bidding the property owner at the proposed jacking pit location at the corner of Islington and Bartlett Street refused to execute an easement to allow access to his property. The property owner had previously indicated his willingness to grant an easement. Prior to this easement issue the project was on schedule to start construction in April of 2008. The City had advertised and had received contractor qualifications (see previously submitted advertisement).

Page 3 of 3 Ms. Joy Hilton January 30, 2009

The City has evaluated alternatives including possible adjustment of the project design to shift the sewer and drain lines to the South side of Bartlett Street. Based on the evaluation we have determined the existing design locating the sewer and drain on the north side of Bartlett Street is the least disruptive in terms of impacted private property owners and therefore is the best alternative. This alternative requires securing the easement from the property owner at 653 Islington. The City has had an appraisal of the easement completed and has held the necessary "Public Necessity Hearing (January 12, 2009)" and received City Council approval to proceed with eminent domain of the easement. These delays have pushed the completion date of this project beyond the July 2009 deadline. The actual delay has not been determined.

See updated Table 1 (attached) listing accomplishments.

Please call me at 603-766-1416 if you have any additional questions or require additional information.

Very truly yours,

City of Portsmouth

Peter H. Rice, P.E.

City Engineer, Water and Sewer Divisions

cc: Mr. John P. Bohenko, City Manager, City of Portsmouth, w/o enclosure

Tracy Wood, P.E., NHDES, w/encl.

Suzanne Woodland, Assistant City Attorney, w/encl.

Peter Goodwin, P.E., Weston and Sampson Engineers , w/o enclosure

Mark Allenwood, P.E., Brown and Caldwell Engineers, w/o enclosure

TABLE 1

Planning Area I.D.	Contract I.D.	Project Start Date	Project Completion Date	Status as of 1/30/09
Lincoln	2	4/1/2007	7/1/2009	Contract has been executed and design is underway.
Lincoln	2A	7/1/2008	11/1/2010	Contract has been executed and design is underway.
Lincoln	3	4/1/2009	7/1/2011	Contract has been executed and design is underway.
Lincoln	3A	4/1/2010	7/1/2012	Contract has been executed and design is underway.
Borthwick	Interceptor	Under Design	1/1/2010	Completed
Court	Court #2	Under Construction	1/1/2009	Completed
Court/State	Court #3	1/1/2008	1/1/2012	On-going
Islington	Islington #1	Under Design	7/1/2009	Easement issues have delayed start of construction.
Islington	Islington #2	7/1/2009	1/1/2012	
Mechanic Street PS		1/1/2009	4/1/2010	Completed ¹
Revisit 2005 LTCP Flow Monitoring		1/1/2008	7/1/2008	On-going

^{1.} Electrical upgrade at Mechanic Street Pumping Station has been completed. This upgrade has improved pumping capacity from 18 mgd to ~21 mgd. Additional upgrades as outlined in the 2005 CSO LTCP is pending completion of the on-going wastewater master plan.



CITY OF PORTSMOUTH

680 Peverly Hill Road Portsmouth N.H. 03801 (603) 427-1530 FAX (603) 427-1539

October 30, 2008

U.S. Environmental Protection Agency Region I One Congress Street, Suite 1100 (SEW) Boston, MA 02114-2023 Attn: Joy Hilton

Re: Administrative Order Docket No. 08-003 (superseding A.O. 07-016)

Quarterly Report 5

Portsmouth, New Hampshire

Dear Ms. Hilton:

In accordance with Administrative Order No 08-003, Section III, item 4, dated November 9, 2007, the City of Portsmouth is submitting the fifth quarterly report. The Administrative Order required:

Wastewater Facilities Study of both CSO and Secondary Treatment Options:
 a. By November 1,2007, begin work on Task 3 (Flows and Loads Forecasting) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This requirement has been fulfilled.

b. By April 16, 2008, complete work on City's Task 3 summarizing the results in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This requirement has been fulfilled. Waiting on EPA and DES approval.

c. By April 16, 2008, begin work on Task 4 (Collection System Evaluation) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This requirement has been fulfilled.

d. By October 17, 2008, begin work on Task 5 (Alternatives Evaluation) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

Page 2 of 3 Ms. Joy Hilton October 30, 2008

e. From the date of receipt of this Order, work on Task 11 (Public and Regulatory Participation Program and Task 12 (Project Management) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This work is on-going, most recent outreach activities include:

- Quarterly Status report to City Council October 6, 2008
- City staff and project consultants held a Wastewater 202 public informational meeting on October 22, 2008. This presentation was videoed and is posted on the City's Web site along with the previous presentations.
- Peter Rice did a radio interview concerning the wastewater master plan on October 28, 2008.

2. <u>Interim Effluent Limitations</u>:

- a. The City shall comply with the interim effluent limitations and monitoring requirements for Outfall No. 001 contained in **Attachment A** of this Order.
- b. The Permittee shall also comply with all effluent limitations, monitoring requirements and other conditions specified in the NPDES Permit for the parameters not covered in **Attachment A**. It is the Permittee's obligation to operate the treatment facilities in a manner so as to maximize removal efficiencies and effluent quality.

The City is complying with this requirement.

3. <u>Combined Sewer Overflow Abatement Projects</u>:
The City shall implement CSO abatement projects defined in its April 2005 *Final CSO Long Term Control Plan* in accordance with the following schedule:

The City is in compliance with the requirements as currently written in Administrative Order Docket No. 08-003, however, we believe we will not meet the July 2009 schedule for project Area 2 completion. As stated in the last quarterly status report the City will prepare a revised schedule reflecting the contracts and project areas to clarify the confusing nomenclature. However, it is necessary to complete the design to define each projects' extent and phasing. The intent is to complete all the project areas listed in Administrative Order 08-003 within the overall July 2012 dead line.

The construction of "Islington #1" project has been delayed due to property acquisition issues. During final preparation for bidding the property owner at the proposed jacking pit location at the corner of Islington and Bartlett Street refused to execute an easement to allow access to his property. The property owner had previously indicated his willingness to grant an easement. Prior to this easement issue the project was on schedule to start construction in April of 2008. The City had advertised and had received contractor qualifications (see attached advertisement).

Page 3 of 3 Ms. Joy Hilton October 30, 2008

The City is currently evaluating alternatives including possible adjustment of the project design to shift the sewer and drain lines to the South side of Bartlett Street. The South side alternative also requires property acquisitions. The City has had an appraisal done and is currently negotiating with the property owner. Exploration of alternatives will delay the completion date of this project beyond the July 2009 deadline. The actual delay has not been determined.

See updated Table 1 (attached) listing accomplishments.

Please call me at 603-766-1416 if you have any additional questions or require additional information.

Very truly yours,

City of Portsmouth

Peter H. Rice, P.E.

City Engineer, Water and Sewer Divisions

cc: Mr. John P. Bohenko, City Manager, City of Portsmouth, w/o enclosure Margaret Bastien, NHDES, w/encl.

Suzanne Woodland, Assistant City Attorney, w/encl.

Peter Goodwin, P.E., Weston and Sampson Engineers, w/o enclosure Mark Allenwood, P.E., Brown and Caldwell Engineers, w/o enclosure

TABLE 1

Planning Area I.D.	Contract I.D.	Project Start Date	Project Completion Date	Status as of 4/30/08
Lincoln	2	4/1/2007	7/1/2009	Contract has been executed and design is underway.
Lincoln	2A	7/1/2008	11/1/2010	Contract has been executed and design is underway.
Lincoln	3	4/1/2009	7/1/2011	Contract has been executed and design is underway.
Lincoln	3A	4/1/2010	7/1/2012	Contract has been executed and design is underway.
Borthwick	Interceptor	Under Design	1/1/2010	Completed
Court	Court #2	Under Construction	1/1/2009	Completed
Court/State	Court #3	1/1/2008	1/1/2012	On-going
Islington	Islington #1	Under Design	7/1/2009	Easement issues have delayed start of construction.
Islington	Islington #2	7/1/2009	1/1/2012	
Mechanic Street PS		1/1/2009	4/1/2010	Completed*
Revisit 2005 LTCP Flow Monitoring		1/1/2008	7/1/2008	On-going

^{*} Electrical upgrade at Mechanic Street Pumping Station has been completed. This upgrade has improved pumping capacity from 18 mgd to \sim 21 mgd. Additional upgrades as outlined in the 2005 CSO LTCP is pending completion of the on-going wastewater master plan.



"Peter H. Rice" <phrice@cityofportsmouth .co m>

04/30/2009 04:13 PM

To Joy Hilton/R1/USEPA/US@EPA, "Suzanne M. Woodland" <smwoodland@cityofportsmouth.com>, "Dave S. Allen" <dsallen@cityofportsmouth.com> cc

bcc

Subject Quarterly Report AO 08-003

Joy:

Attached please find a copy of the quarterly report required as part of Administrative Order 08-003. Hard copy is in the mail. In addition, I have included a draft figure which reconciles the nomenclature used in the original CSO LTCP and that of our current project phasing. Please call if you require additional information or have any questions.

Peter Rice, P.E.

City Engineer, Water and Sewer Divisions 680 Peverly Hill Road Portsmouth, New Hampshire 03801

603-766-1416 Fax 603-427-1539

N2039_FIGURE WORK PLAN 1 (1).pdf epa7th quarterly report.pdf



CITY OF PORTSMOUTH

680 Peverly Hill Road Portsmouth N.H. 03801 (603) 427-1530 FAX (603) 427-1539

April 30, 2009

U.S. Environmental Protection Agency Region 1 One Congress Street, Suite 1100 (SEW) Boston, MA 02114-2023 Attn: Joy Hilton

Re: Administrative Order Docket No. 08-003 (superseding A.O. 07-016)

Quarterly Report 7

Portsmouth, New Hampshire

Dear Ms. Hilton:

In accordance with Administrative Order No 08-003, Section III, item 4, dated November 9, 2007, the City of Portsmouth is submitting the seventh quarterly report. The Administrative Order required:

Wastewater Facilities Study of both CSO and Secondary Treatment Options:
 a. By November 1, 2007, begin work on Task 3 (Flows and Loads Forecasting) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This requirement has been fulfilled.

b. By April 16, 2008, complete work on City's Task 3 summarizing the results in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This requirement has been fulfilled. Waiting on EPA and DES approval.

c. By April 16, 2008, begin work on Task 4 (Collection System Evaluation) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This requirement has been fulfilled.

d. By October 17, 2008, begin work on Task 5 (Alternatives Evaluation) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

Page 2 of 3 Ms. Joy Hilton April 30, 2009

e. From the date of receipt of this Order, work on Task 11 (Public and Regulatory Participation Program and Task 12 (Project Management) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This work is on-going.

2. <u>Interim Effluent Limitations:</u>

- a. The City shall comply with the interim effluent limitations and monitoring requirements for Outfall No. 001 contained in **Attachment A** of this Order.
- b. The Permittee shall also comply with all effluent limitations, monitoring requirements and other conditions specified in the NPDES Permit for the parameters not covered in **Attachment A**. It is the Permittee's obligation to operate the treatment facilities in a manner so as to maximize removal efficiencies and effluent quality.

The City is complying with this requirement.

3. Combined Sewer Overflow Abatement Projects:

The City shall implement CSO abatement projects defined in its April 2005 Final CSO Long Term Control Plan in accordance with the following schedule:

The City is in compliance with the requirements as currently written in Administrative Order Docket No. 08-003, however, we will not meet the July 2009 schedule for project Lincoln Area 2 completion nor Islington #1.

The City has entered into a contract with Underwood Engineers to complete the design for Lincoln Areas 2, 2A, 3, and 3A at one time. As stated in the previous quarterly status report the City is working to prepare a revised schedule reflecting the Lincoln Areas contracts and project areas to clarify the confusing nomenclature. However, it is necessary to complete the design to define each projects' extent and phasing. The intent is to complete all the project areas listed as part of the Lincoln Area in Administrative Order 08-003 within the overall July 2012 dead line. Attached is a draft revised project area phasing work plan for your review.

The construction of "Islington #1" project has been delayed due to property acquisition issues. During final preparation for bidding the property owner at the proposed jacking pit location at the corner of Islington and Bartlett Street refused to execute an easement to allow access to his property. The property owner had previously indicated his willingness to grant an easement. Prior to this easement issue the project was on schedule to start construction in April of 2008. The City had advertised and had received contractor qualifications (see previously submitted advertisement).

Page 3 of 3 Ms. Joy Hilton April 30, 2009

The City has evaluated alternatives including possible adjustment of the project design to shift the sewer and drain lines to the South side of Bartlett Street. Based on the evaluation we have determined the existing design locating the sewer and drain on the north side of Bartlett Street is the least disruptive in terms of impacted private property owners and therefore is the best alternative. This alternative requires securing the easement from the property owner at 653 Islington. The City has had an appraisal of the easement completed and has held the necessary "Public Necessity Hearing (January 12, 2009)" and received City Council approval to proceed with eminent domain of the easement. These delays have pushed the completion date of this project beyond the July 2009 deadline. The new completion date has not been determined.

See updated Table 1 (attached) listing accomplishments.

Please call me at 603-766-1416 if you have any additional questions or require additional information.

Very truly yours,

City of Portsmouth

Peter H. Rice, P.E.

City Engineer, Water and Sewer Divisions

cc: Mr. John P. Bohenko, City Manager, City of Portsmouth, w/o enclosure Tracy Wood, P.E., NHDES, w/encl.

Suzanne Woodland, Assistant City Attorney, w/encl.

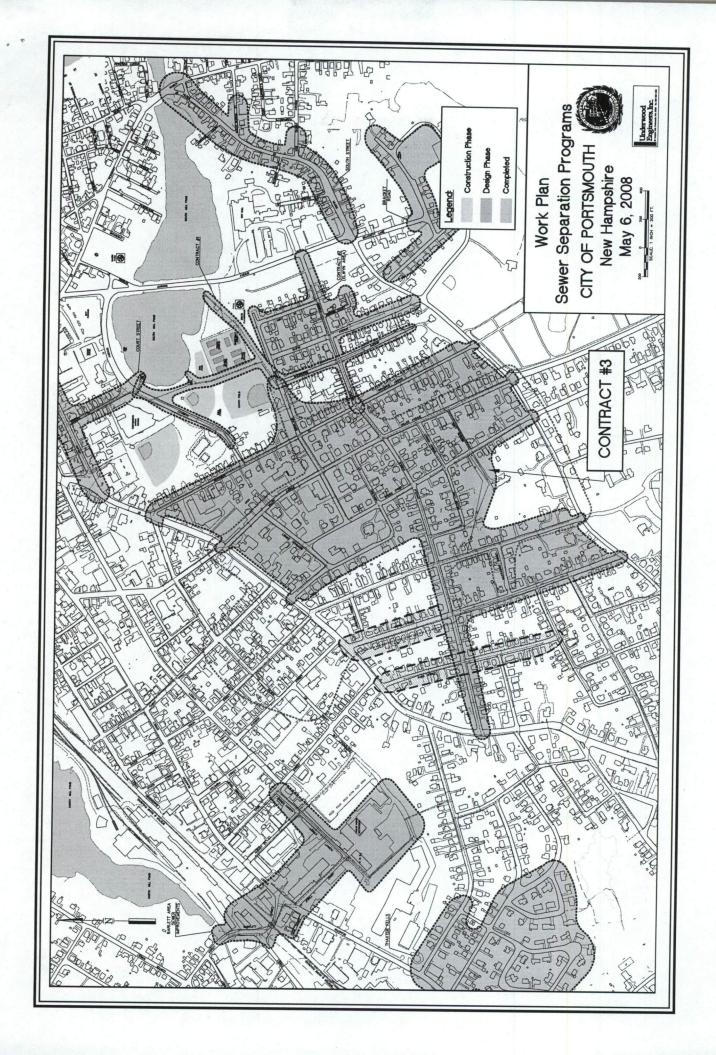
Peter Goodwin, P.E., Weston and Sampson Engineers, w/o enclosure

Mark Allenwood, P.E., Brown and Caldwell Engineers, w/o enclosure

TABLE 1

Planning Area I.D.	Contract I.D.	Project Start Date	Project Completion Date	Status as of 1/30/09
Lincoln	2.	4/1/2007	7/1/2009	Contract has been executed and design is underway.
Lincoln	2A	7/1/2008	11/1/2010	Contract has been executed and design is underway.
Lincoln	3	4/1/2009	7/1/2011	Contract has been executed and design is underway.
Lincoln	3A	4/1/2010	7/1/2012	Contract has been executed and design is underway.
Borthwick	Interceptor	Under Design	1/1/2010	Completed
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Islington	Islington #1	Under Design	7/1/2009	Easement issues have delayed start of construction.
Islington	Islington #2	7/1/2009	1/1/2012	
Mechanic Street PS		1/1/2009	4/1/2010	Completed ¹
Revisit 2005 LTCP Flow Monitoring		1/1/2008	7/1/2008	On-going

^{1.} Electrical upgrade at Mechanic Street Pumping Station has been completed. This upgrade has improved pumping capacity from 18 mgd to ~21 mgd. Additional upgrades as outlined in the 2005 CSO LTCP is pending completion of the on-going wastewater master plan.





CITY OF PORTSMOUTH

680 Peverly Hill Road Portsmouth N.H. 03801 (603) 427-1530 FAX (603) 427-1539

April 30, 2009

U.S. Environmental Protection Agency Region 1 One Congress Street, Suite 1100 (SEW) Boston, MA 02114-2023 Attn: Joy Hilton

Re: Administrative Order Docket No. 08-003 (superseding A.O. 07-016)

Quarterly Report 7

Portsmouth, New Hampshire

Dear Ms. Hilton:

In accordance with Administrative Order No 08-003, Section III, item 4, dated November 9, 2007, the City of Portsmouth is submitting the seventh quarterly report. The Administrative Order required:

Wastewater Facilities Study of both CSO and Secondary Treatment Options:
 a. By November 1, 2007, begin work on Task 3 (Flows and Loads Forecasting) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This requirement has been fulfilled.

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This requirement has been fulfilled. Waiting on EPA and DES approval.

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d. By October 17, 2008, begin work on Task 5 (Alternatives Evaluation) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

Page 2 of 3 Ms. Joy Hilton April 30, 2009

e. From the date of receipt of this Order, work on Task 11 (Public and Regulatory Participation Program and Task 12 (Project Management) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This work is on-going.

2. <u>Interim Effluent Limitations:</u>

- a. The City shall comply with the interim effluent limitations and monitoring requirements for Outfall No. 001 contained in **Attachment A** of this Order.
- b. The Permittee shall also comply with all effluent limitations, monitoring requirements and other conditions specified in the NPDES Permit for the parameters not covered in **Attachment A**. It is the Permittee's obligation to operate the treatment facilities in a manner so as to maximize removal efficiencies and effluent quality.

The City is complying with this requirement.

3. <u>Combined Sewer Overflow Abatement Projects</u>:
The City shall implement CSO abatement projects defined in its April 2005 *Final CSO Long Term Control Plan* in accordance with the following schedule:

The City is in compliance with the requirements as currently written in Administrative Order Docket No. 08-003, however, we will not meet the July 2009 schedule for project Lincoln Area 2 completion nor Islington #1.

The City has entered into a contract with Underwood Engineers to complete the design for Lincoln Areas 2, 2A, 3, and 3A at one time. As stated in the previous quarterly status report the City is working to prepare a revised schedule reflecting the Lincoln Areas contracts and project areas to clarify the confusing nomenclature. However, it is necessary to complete the design to define each projects' extent and phasing. The intent is to complete all the project areas listed as part of the Lincoln Area in Administrative Order 08-003 within the overall July 2012 dead line. Attached is a draft revised project area phasing work plan for your review.

The construction of "Islington #1" project has been delayed due to property acquisition issues. During final preparation for bidding the property owner at the proposed jacking pit location at the corner of Islington and Bartlett Street refused to execute an easement to allow access to his property. The property owner had previously indicated his willingness to grant an easement. Prior to this easement issue the project was on schedule to start construction in April of 2008. The City had advertised and had received contractor qualifications (see previously submitted advertisement).

Page 3 of 3 Ms. Joy Hilton April 30, 2009

The City has evaluated alternatives including possible adjustment of the project design to shift the sewer and drain lines to the South side of Bartlett Street. Based on the evaluation we have determined the existing design locating the sewer and drain on the north side of Bartlett Street is the least disruptive in terms of impacted private property owners and therefore is the best alternative. This alternative requires securing the easement from the property owner at 653 Islington. The City has had an appraisal of the easement completed and has held the necessary "Public Necessity Hearing (January 12, 2009)" and received City Council approval to proceed with eminent domain of the easement. These delays have pushed the completion date of this project beyond the July 2009 deadline. The new completion date has not been determined.

See updated Table 1 (attached) listing accomplishments.

Please call me at 603-766-1416 if you have any additional questions or require additional information.

Very truly yours,

City of Portsmouth

Peter H. Rice, P.E.

City Engineer, Water and Sewer Divisions

cc: Mr. John P. Bohenko, City Manager, City of Portsmouth, w/o enclosure Tracy Wood, P.E., NHDES, w/encl.

Suzanne Woodland, Assistant City Attorney, w/encl.

Peter Goodwin, P.E., Weston and Sampson Engineers, w/o enclosure Mark Allenwood, P.E., Brown and Caldwell Engineers, w/o enclosure

TABLE 1

Planning Area I.D.	Contract I.D.	Project Start Date	Project Completion Date	Status as of 1/30/09
Lincoln	2	4/1/2007	7/1/2009	Contract has been executed and design is underway.
Lincoln	2A	7/1/2008	11/1/2010	Contract has been executed and design is underway.
Lincoln	3	4/1/2009	7/1/2011	Contract has been executed and design is underway.
Lincoln	3A	4/1/2010	7/1/2012	Contract has been executed and design is underway.
Borthwick	Interceptor	Under Design	1/1/2010	Completed
Court	Court #2	Under Construction	1/1/2009	Completed
Court/State	Court #3	1/1/2008	1/1/2012	On-going
Islington	Islington #1	Under Design	7/1/2009	Easement issues have delayed start of construction.
Islington	Islington #2	7/1/2009	1/1/2012	
Mechanic Street PS		1/1/2009	4/1/2010	Completed ¹
Revisit 2005 LTCP Flow Monitoring		1/1/2008	7/1/2008	On-going

¹ Electrical upgrade at Mechanic Street Pumping Station has been completed. This upgrade has improved pumping capacity from 18 mgd to ~21 mgd. Additional upgrades as outlined in the 2005 CSO LTCP is pending completion of the on-going wastewater master plan.



CITY OF PORTSMOUTH

680 Peverly Hill Road Portsmouth N.H. 03801 (603) 427-1530 FAX (603) 427-1539

July 31, 2009

U.S. Environmental Protection Agency Region 1 One Congress Street, Suite 1100 (SEW) Boston, MA 02114-2023 Attn: Joy Hilton

Re:

Administrative Order Docket No. 08-003 (superseding A.O. 07-016)

Quarterly Report 8

Portsmouth, New Hampshire

Dear Ms. Hilton:

In accordance with Administrative Order No 08-003, Section III, item 4, dated November 9, 2007, the City of Portsmouth is submitting the eighth quarterly report. The Administrative Order required:

Wastewater Facilities Study of both CSO and Secondary Treatment Options:
 a. By November 1, 2007, begin work on Task 3 (Flows and Loads Forecasting) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This requirement has been fulfilled.

b. By April 16, 2008, complete work on City's Task 3 summarizing the results in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This requirement has been fulfilled. Waiting on EPA and DES approval.

c. By April 16, 2008, begin work on Task 4 (Collection System Evaluation) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This requirement has been fulfilled.

d. By October 17, 2008, begin work on Task 5 (Alternatives Evaluation) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

Page 2 of 3 Ms. Joy Hilton July 31, 2009

e. From the date of receipt of this Order, work on Task 11 (Public and Regulatory Participation Program and Task 12 (Project Management) itemized in draft Wastewater Management Plan Scope of Work submitted to EPA on May 23, 2007.

This work is on-going.

2. <u>Interim Effluent Limitations:</u>

- a. The City shall comply with the interim effluent limitations and monitoring requirements for Outfall No. 001 contained in **Attachment A** of this Order.
- b. The Permittee shall also comply with all effluent limitations, monitoring requirements and other conditions specified in the NPDES Permit for the parameters not covered in **Attachment A**. It is the Permittee's obligation to operate the treatment facilities in a manner so as to maximize removal efficiencies and effluent quality.

The City is complying with this requirement.

3. <u>Combined Sewer Overflow Abatement Projects</u>:
The City shall implement CSO abatement projects defined in its April 2005 *Final CSO Long Term Control Plan* in accordance with the following schedule:

The City is in compliance with the requirements as currently written in Administrative Order Docket No. 08-003, however, we will not meet the July 2009 schedule for project Lincoln Area 2 completion nor Islington #1.

The City has entered into a contract with Underwood Engineers to complete the design for Lincoln Areas 2, 2A, 3, and 3A at one time. As stated in the previous quarterly status report the City is working to prepare a revised schedule reflecting the Lincoln Areas contracts and project areas to clarify the confusing nomenclature. However, it is necessary to complete the design to define each projects' extent and phasing. The intent is to complete all the project areas listed as part of the Lincoln Area in Administrative Order 08-003 within the revised July 2013 dead line. The City previously submitted a draft revised project area phasing work plan for EPS's review and approval.

The of "Islington #1" project has been advertised for bid and the bid opening is scheduled for August 14, 2009. The construction of "Islington #1" project has been delayed due to property acquisition issues. During final preparation for bidding the property owner at the proposed jacking pit location at the corner of Islington and Bartlett Street refused to execute an easement to allow access to his property. The property owner had previously indicated his willingness to grant an easement. Prior to this easement issue the project was on schedule to start construction in April of 2008. These delays have pushed the completion date of this project beyond the July 2009 deadline. The new completion date is anticipated to be October 2010.

See updated Table 1 (attached) listing accomplishments.

Page 3 of 3 Ms. Joy Hilton July 31, 2009

Please call me at 603-766-1416 if you have any additional questions or require additional information.

Very truly yours,

City of Portsmouth

Peter H. Rice, P.E.

City Engineer, Water and Sewer Divisions

cc: Mr. John P. Bohenko, City Manager, City of Portsmouth, w/o enclosure Tracy Wood, P.E., NHDES, w/encl.

Suzanne Woodland, Assistant City Attorney, w/encl.

Peter Goodwin, P.E., Weston and Sampson Engineers, w/o enclosure

Mark Allenwood, P.E., Brown and Caldwell Engineers, w/o enclosure

TABLE 1

Planning Area I.D.	Contract I.D.	Project Start Date	Project Completion Date	Status as of 1/30/09
Lincoln	2	4/1/2007	7/1/2009	Contract has been executed
Lincoln	2A	7/1/2008	11/1/2010	and design is underway. Contract has been executed
Lincoln	3	4/1/2009	7/1/2011	and design is underway. Contract has been executed
Lincoln	3A	4/1/2010	7/1/2012	and design is underway. Contract has been executed
Borthwick	Interceptor	Under Design	1/1/2010	and design is underway.
Court	Court #2	Under Construction	1/1/2009	Completed
Court/State	Court #3	1/1/2008	1/1/2012	Completed
Islington	Islington #1	Under Design	7/1/2009	On-going Project is out to bid. Bids to be received 8/14/09.
Islington	Islington #2	7/1/2009	1/1/2012	
Mechanic Street PS		1/1/2009	4/1/2010	Under Design
Revisit 2005 LTCP Flow Monitoring	× ',	1/1/2008	7/1/2008	Completed ¹ On-going

^{1.} Electrical upgrade at Mechanic Street Pumping Station has been completed. This upgrade has improved pumping capacity from 18 mgd to ~21 mgd. Additional upgrades as outlined in the 2005 CSO LTCP is pending completion of the on-going wastewater master plan.



"Peter H. Rice"
<phrice@cityofportsmouth .co
m>

07/31/2009 04:19 PM

To Joy Hilton/R1/USEPA/US@EPA, "'tracy.wood@des.nh.gov'" <tracy.wood@des.nh.gov>

cc "Suzanne M. Woodland"
<smwoodland@cityofportsmouth.com>, "Dave S. Allen"
<dsallen@cityofportsmouth.com>

bcc

Subject 8th Quarterly Report

Attached please find a copy of the 8th quarterly report to required as part of AO 08-003. Please call if you have any questions.

Peter Rice City Engineer, Water and Sewer Divisions 680 Peverly Hill Road Portsmouth, New Hampshire 03801

603-766-1416 Fax 603-427-1539



epaquarterly8.pdf



CITY OF PORTSMOUTH

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July 31, 2009

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Page 3 of 3 Ms. Joy Hilton July 31, 2009

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Peter H. Rice, P.E.

City Engineer, Water and Sewer Divisions

cc: Mr. John P. Bohenko, City Manager, City of Portsmouth, w/o enclosure

Tracy Wood, P.E., NHDES, w/encl.

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